



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1624

PAG LIN

1 1 Amend Senate File 466, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 3, by striking lines 17 and 18 and
1 4 inserting <a catastrophe which you agreed to in
1 5 writing, will be returned to you within>
1 6 #2. Page 3, by striking lines 34 and 35 and
1 7 inserting <catastrophe, agreed to by the person in
1 8 writing, the residential contractor>

BALTIMORE of Boone
SF466.2223 (1) 84
je/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1625

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 2, line 43, by striking <41,031,283> and
1 4 inserting <41,345,606>
1 5 #2. Page 3, line 17, by striking <24,639,518> and
1 6 inserting <24,482,356>

KEARNS of Lee

T. TAYLOR of Linn
H1558.2474 (2) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1626

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 1, after line 4 by inserting:
1 4 <DIVISION ____
1 5 SUPPLEMENTAL APPROPRIATION FY 2010=2011
1 6 Sec. _____. STATE PUBLIC DEFENDER. After applying
1 7 the reductions made pursuant to 2010 Iowa Acts, chapter
1 8 1193, section 27, to the appropriations made for the
1 9 following designated purposes, there is appropriated
1 10 from the general fund of the state to the office of the
1 11 state public defender of the department of inspections
1 12 and appeals for the fiscal year beginning July 1,
1 13 2010, and ending June 30, 2011, the following amounts,
1 14 or so much thereof as is necessary, to supplement
1 15 the appropriations made for the following designated
1 16 purposes:
1 17 1. For the office of the state public defender, in
1 18 2010 Iowa Acts, chapter 1190, section 10, subsection 1:
1 19 \$ 2,551,500
1 20 2. For the fees of court-appointed attorneys for
1 21 indigent adults and juveniles, in accordance with
1 22 section 232.141 and chapter 815, in 2010 Iowa Acts,
1 23 chapter 1190, section 10, subsection 2:
1 24 \$ 16,000,000
1 25 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
1 26 of this Act, being deemed of immediate importance,
1 27 takes effect upon enactment.>
1 28 #2. Page 28, after line 10 by inserting:
1 29 <____. Title page, line 2, after <system> by
1 30 inserting <, and including effective date provisions>>

WOLFE of Clinton

SWAIM of Davis

T. TAYLOR of Linn
H1558.2480 (1) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1627

PAG LIN

1 1 Amend Senate File 424, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, line 15, after <university.> by
1 4 inserting <Each school district wishing to participate
1 5 in a consortium shall, not less than twenty days
1 6 prior to requesting approval from the department of
1 7 education, publish a notice of the school district's
1 8 intent to participate in the consortium in a newspaper
1 9 of general circulation in the school district. The
1 10 notice shall include a description of the consortium's
1 11 proposed efforts and a description of the funding to be
1 12 used by the proposed consortium.>
1 13 #2. Page 1, line 27, after <subsection 3.> by
1 14 inserting <Each consortium participating in the pilot
1 15 program shall submit a report to the general assembly
1 16 on or before January 1, 2014. The report shall include
1 17 a summary of the consortium's efforts, the consortium's
1 18 findings and conclusions relating to the operations
1 19 of the consortium, and recommendations related to the
1 20 continuation, modification, or expansion of the pilot
1 21 program authorized in this section.>

HANUSA of Pottawattamie
SF424.2000 (1) 84
md/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1628

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 _____. Page 5, line 48, by striking <12,020,098> and
1 4 inserting <12,592,764>
1 5 _____. Page 6, line 20, by striking <6,731,055> and
1 6 inserting <6,879,715>

T. TAYLOR of Linn
H1558.2477 (2) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1629

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 14, by striking lines 26 through 28 and
1 4 inserting <1, 2011, the department of public safety
1 5 shall be exempt from the target>

T. TAYLOR of Linn
H1558.2471 (1) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1630

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 9, after line 23 by inserting:
1 4 <Sec. _____. ADMINISTRATIVE HEARINGS DIVISION. There
1 5 is appropriated from the general fund of the state to
1 6 the administrative hearings division of the department
1 7 of inspections and appeals for the fiscal year
1 8 beginning July 1, 2011, and ending June 30, 2012, the
1 9 following amount, or so much thereof as is necessary,
1 10 to be used for the purposes designated:
1 11 For an administrative law judge to conduct
1 12 proceedings involving the board of parole:
1 13 \$ 114,000
1 14 FTEs 1.00>
1 15 #2. Page 9, line 33, by striking <1,053,835> and
1 16 inserting <939,835>
1 17 #3. Page 9, line 34, by striking <12.50> and
1 18 inserting <11.50>
1 19 #4. By renumbering as necessary.

R. OLSON of Polk

T. TAYLOR of Linn
H1558.2488 (2) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1631

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 1, line 21, by striking <7,292,930> and
1 4 inserting <7,942,930>

T. TAYLOR of Linn
H1558.2469 (1) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1632

PAG LIN

```
1 1      Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 5, after line 36 by inserting:
1 4      <____. For a pilot project establishing a geriatric
1 5 and psychiatric unit for persons under the care,
1 6 custody, and control of the state:
1 7 ..... $      800,000>
```

T. TAYLOR of Linn
H1558.2472 (2) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1633

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 1, line 44, by striking <1,000,000> and
1 4 inserting <1,814,831>

WILLEMS of Linn

T. TAYLOR of Linn
H1558.2473 (2) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1634

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 1, by striking lines 5 and 6.
1 4 #2. By striking page 14, line 50, through page 28,
1 5 line 10.

T. TAYLOR of Linn
H1558.2470 (1) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1635

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 13, after line 39 by inserting:
1 4 <Sec. _____. Section 654.4B, subsection 2, paragraph
1 5 b, Code 2011, is amended to read as follows:
1 6 b. This subsection is repealed July 1, ~~2011~~ 2012.>

T. TAYLOR of Linn
H1558.2496 (2) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1636

PAG LIN

1 1 Amend the amendment, H=1558, to Senate File 510, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 12, line 12, by striking <575,520> and
1 4 inserting <725,520>

THOMAS of Clayton

JACOBY of Johnson
H1558.2500 (1) 84
jm/jp



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1637

PAG LIN

1 1 Amend House File 675 as follows:
1 2 #1. Page 4, line 29, after <property> by inserting
1 3 <if the property cannot be reasonably identified by an
1 4 address>
1 5 #2. Page 5, by striking lines 18 through 31 and
1 6 inserting:
1 7 <572.10 Perfecting lien after lapse of ninety days.
1 8 A general contractor or a subcontractor may perfect
1 9 a mechanic's lien pursuant to section 572.8 beyond
1 10 ninety days after the date on which the last of the
1 11 material was furnished or the last of the labor was
1 12 performed by ~~filing a claim with the clerk of the~~
1 13 ~~district court~~ posting a lien to the state construction
1 14 registry internet website and giving written notice
1 15 thereof to the owner. Such notice may be served by
1 16 any person in the manner original notices are required
1 17 to be served. If the party to be served is out of
1 18 the county wherein the property is situated, a return
1 19 of that fact by the person charged with making such
1 20 service shall constitute sufficient service from
1 21 and after the time it was ~~filed with the clerk of~~
1 22 ~~the district court~~ posted to the state construction
1 23 registry internet website.>
1 24 #3. Page 7, by striking lines 24 through 31 and
1 25 inserting:
1 26 <a. The name and address of the owner.
1 27 b. The name, address, and telephone number of the
1 28 general contractor or owner=builder.
1 29 c. The address of the property or a description of
1 30 the location of the property if the property cannot be
1 31 reasonably identified by an address.
1 32 d. The legal description of the property.>
1 33 #4. Page 8, line 7, after <572.13B.> by inserting <A
1 34 notice of commencement of work must be posted to the
1 35 state construction registry internet website before
1 36 preliminary notices pursuant to section 572.13B may be
1 37 posted.>
1 38 #5. Page 8, line 10, after <shall> by inserting
1 39 <assign a state construction registry number and>
1 40 #6. Page 9, line 4, after <property> by inserting
1 41 <if the property cannot be reasonably identified by an
1 42 address>
1 43 #7. Page 9, by striking lines 5 and 6 and inserting:
1 44 <g. The legal description of the property.
1 45 h. The date the material or materials were first
1 46 furnished or the labor was first performed.
1 47 i. The tax parcel identification number.
1 48 j. Any other information required by the
1 49 administrator pursuant to rule.>
1 50 #8. Page 9, line 13, after <shall> by inserting



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Amendment 1637 continued

2 1 <not>
2 2 #9. Page 9, line 16, by striking <mechanics'> and
2 3 inserting <mechanic's>
2 4 #10. Page 9, line 25, by striking <mechanics'> and
2 5 inserting <mechanic's>
2 6 #11. Page 12, after line 31 by inserting:
2 7 <7. The address of the property or a description of
2 8 the location of the property if the property cannot be
2 9 reasonably identified by an address.>
2 10 #12. Page 14, line 9, by striking <file for record>
2 11 and inserting <~~file for record~~ post>
2 12 #13. Page 14, line 16, by striking <filing> and
2 13 inserting <~~filing~~ posting>
2 14 #14. Page 19, line 16, by striking <day> and
2 15 inserting <days>
2 16 #15. By renumbering as necessary.

BYRNES of Mitchell
HF675.2468 (2) 84
rh/nh



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1638

PAG LIN

1 1 Amend House File 653 as follows:
1 2 #1. Page 1, before line 1 by inserting:
1 3 <Section 1. Section 427A.1, subsection 1, paragraph
1 4 h, Code 2011, is amended to read as follows:
1 5 h. Property assessed by the department of revenue
1 6 pursuant to sections 428.24 to 428.29, ~~or chapters~~
~~1 7 433, chapter 433 if such property is not owned by~~
1 8 a qualifying local exchange carrier, as defined in
1 9 section 433.16, or chapters 434, 437, 437A, and 438.>
1 10 #2. By striking page 1, line 25, through page 2,
1 11 line 13, and inserting:
1 12 <Sec. ____ . NEW SECTION. 433.16 Qualifying local
1 13 exchange carriers ==== assessment.
1 14 1. For assessment years beginning on or after
1 15 January 1, 2012, the property of qualifying local
1 16 exchange carriers shall be assessed for taxation
1 17 according to this section. For purposes of this
1 18 section, "qualifying local exchange carrier" means a
1 19 telecommunications company that provides local exchange
1 20 service and has less than fifty thousand customer
1 21 access lines located in this state.
1 22 2. a. For assessment years beginning on or after
1 23 January 1, 2012, but before January 1, 2018, the
1 24 director of revenue shall on or before October 31
1 25 of each year and using information from statements
1 26 required under this chapter or otherwise acquired
1 27 from the local assessors, determine the value of the
1 28 qualifying local exchange carrier's land, buildings,
1 29 structures, and improvements.
1 30 b. For the assessment years beginning on or after
1 31 January 1, 2012, but before January 1, 2018, the
1 32 value of such property shall equal the sum of the
1 33 value of the qualifying local exchange carrier's land,
1 34 buildings, structures, and improvements, assessed
1 35 in the same manner as all other commercial property
1 36 pursuant to chapters 427, 427A, 427B, 428, and 441, and
1 37 the qualifying local exchange carrier adjustment for
1 38 the applicable assessment year.
1 39 c. The qualifying local exchange carrier base value
1 40 shall be the total assessed value of the qualifying
1 41 local exchange carrier's property assessed pursuant
1 42 to section 433.4, Code 2011, for the assessment year
1 43 beginning January 1, 2011. However, if the qualifying
1 44 local exchange carrier adds or disposes of property in
1 45 an amount exceeding ten percent of the local exchange
1 46 carrier's total assessed value for the assessment year
1 47 beginning January 1, 2011, or ten percent of the base
1 48 value most recently adjusted under this paragraph, the
1 49 qualifying local exchange carrier's base value shall be
1 50 adjusted to reflect those additions or dispositions.



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1638 continued

2 1 d. The qualifying local exchange carrier adjustment
2 2 shall be determined as follows:
2 3 (1) For the assessment year beginning January 1,
2 4 2012, the qualifying local exchange carrier adjustment
2 5 shall equal eighty=five percent of the difference
2 6 between the qualifying local exchange carrier's base
2 7 value and the assessed value of the qualifying local
2 8 exchange carrier's land, buildings, structures, and
2 9 improvements assessed in the same manner as all other
2 10 property assessed as commercial property pursuant to
2 11 chapters 427, 427A, 427B, 428, and 441.
2 12 (2) For the assessment year beginning January 1,
2 13 2013, the qualifying local exchange carrier adjustment
2 14 shall equal seventy percent of the difference between
2 15 the qualifying local exchange carrier's base value and
2 16 the assessed value of the qualifying local exchange
2 17 carrier's land, buildings, structures, and improvements
2 18 assessed in the same manner as all other property
2 19 assessed as commercial property pursuant to chapters
2 20 427, 427A, 427B, 428, and 441.
2 21 (3) For the assessment year beginning January 1,
2 22 2014, the qualifying local exchange carrier adjustment
2 23 shall equal fifty=five percent of the difference
2 24 between the qualifying local exchange carrier's base
2 25 value and the assessed value of the qualifying local
2 26 exchange carrier's land, buildings, structures, and
2 27 improvements assessed in the same manner as all other
2 28 property assessed as commercial property pursuant to
2 29 chapters 427, 427A, 427B, 428, and 441.
2 30 (4) For the assessment year beginning January 1,
2 31 2015, the qualifying local exchange carrier adjustment
2 32 shall equal forty percent of the difference between
2 33 the qualifying local exchange carrier's base value and
2 34 the assessed value of the qualifying local exchange
2 35 carrier's land, buildings, structures, and improvements
2 36 assessed in the same manner as all other property
2 37 assessed as commercial property pursuant to chapters
2 38 427, 427A, 427B, 428, and 441.
2 39 (5) For the assessment year beginning January 1,
2 40 2016, the qualifying local exchange carrier adjustment
2 41 shall equal twenty=five percent of the difference
2 42 between the qualifying local exchange carrier's base
2 43 value and the assessed value of the qualifying local
2 44 exchange carrier's land, buildings, structures, and
2 45 improvements assessed in the same manner as all other
2 46 property assessed as commercial property pursuant to
2 47 chapters 427, 427A, 427B, 428, and 441.
2 48 (6) For the assessment year beginning January 1,
2 49 2017, the qualifying local exchange carrier adjustment
2 50 shall equal ten percent of the difference between the



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Amendment 1638 continued

3 1 qualifying local exchange carrier's base value and
3 2 the assessed value of the qualifying local exchange
3 3 carrier's land, buildings, structures, and improvements
3 4 assessed in the same manner as all other property
3 5 assessed as commercial property pursuant to chapters
3 6 427, 427A, 427B, 428, and 441.
3 7 3. For valuations established on or after January
3 8 1, 2018, the local assessor shall determine the value
3 9 of the land, buildings, structures, and improvements of
3 10 qualifying local exchange carriers in the same manner
3 11 as all other property assessed as commercial property
3 12 pursuant to chapters 427, 427A, 427B, 428, and 441,
3 13 and all reporting, protest, and appeal procedures for
3 14 qualifying local exchange carriers shall be determined
3 15 according to those provisions.
3 16 4. Notwithstanding any other provision of this
3 17 chapter or chapter 427, 427A, 427B, 428, or 441 to
3 18 the contrary, telephone wires, fiber optic cables,
3 19 electronics, and similar items used by qualifying local
3 20 exchange carriers to transmit sounds or data shall not
3 21 be included when determining the value of a qualifying
3 22 local exchange carrier's land, buildings, structures,
3 23 and improvements for purposes of this section.>
3 24 #3. By renumbering as necessary.

BYRNES of Mitchell
HF653.2479 (2) 84
md/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1639

PAG LIN

1 1 Amend House File 654, as passed by the House, as
1 2 follows:
1 3 #1. Page 1, before line 1 by inserting:
1 4 <Section 1. NEW SECTION. 468.190 Farm mediation
1 5 not applicable.
1 6 A case, dispute, or other controversy arising
1 7 under this chapter shall not be subject to any of the
1 8 requirements of mediation provided in chapter 654A,
1 9 654B, or 654C.>
1 10 #2. Title page, line 1, before <moneys> by inserting
1 11 <drainage or levee districts, including>
1 12 #3. By renumbering as necessary.
HF654.2506.S (1) 84
jh



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Amendment 1640

PAG LIN

1 1 Amend House File 493, as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. By striking everything after the enacting clause
1 4 and inserting:
1 5 <Section 1. NEW SECTION. 70A.27 Leave of absence
1 6 for charge of a crime ==== civil penalty.
1 7 1. For the purposes of this section:
1 8 a. "Convicted" means convicted of an indictable
1 9 offense and includes a guilty plea or other finding of
1 10 guilt by a court of competent jurisdiction.
1 11 b. "Public employee" means any individual employed
1 12 by a public employer. "Public employee" includes heads
1 13 of executive branch agencies.
1 14 c. "Public employer" means the state, its boards,
1 15 commissions, agencies, and departments, and its
1 16 political subdivisions including school districts and
1 17 other special purpose districts. "Public employer"
1 18 includes the general assembly and the governor.
1 19 2. a. A public employee on a leave of absence
1 20 with full or partial compensation because the public
1 21 employee is charged, by indictment or information,
1 22 with the commission of a public offense classified as
1 23 a class "D" felony or greater offense shall pay to
1 24 the public employer employing the public employee a
1 25 civil penalty equal to the cash wages that the public
1 26 employee received during the period of the leave of
1 27 absence if the public employee is convicted of a public
1 28 offense classified as a class "D" felony or greater
1 29 offense.
1 30 b. A public employee shall pay to the public
1 31 employer employing the public employee a civil
1 32 penalty equal to any payments that the public employee
1 33 received pursuant to the terms of the public employee's
1 34 employment contract that result from the termination
1 35 of the contract, if the termination was caused by the
1 36 employee being charged, by indictment or information,
1 37 with the commission of a public offense classified as a
1 38 class "D" felony or greater offense, and if the public
1 39 employee is convicted of a public offense classified as
1 40 a class "D" felony or greater offense.>
1 41 #2. Title page, by striking lines 1 through 4 and
1 42 inserting <An Act requiring public employees charged
1 43 with a felony to pay a civil penalty equal to the cash
1 44 wages received during a paid leave of absence and any
1 45 contract termination payments if convicted.>
HF493.2486.S (1) 84
jh



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House File 678 - Introduced

HOUSE FILE
BY COMMITTEE ON
GOVERNMENT OVERSIGHT

(SUCCESSOR TO HSB 226)

A BILL FOR

1 An Act relating to membership in and membership dues paid to
2 organizations representing school boards, board members, and
3 administrators, and to the responsibilities and duties of
4 such organizations, and providing penalties and remedies.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 2719HV (3) 84

kh/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House File 678 - Introduced continued

PAG LIN

1 1 Section 1. Section 279.38, Code 2011, is amended by striking
1 2 the section and inserting in lieu thereof the following:
1 3 279.38 Membership in organizations ==== requirements.
1 4 1. As used in this section:
1 5 a. "Compensation" means the same as defined in section 8F.2,
1 6 subsection 2.
1 7 b. "Organization" means a local, state, regional, or
1 8 national organization which relates to the functions of
1 9 the board of directors of a school district or to the
1 10 administrators of a school district and to which the school
1 11 board pays monetary fees or annual dues in accordance with
1 12 subsection 2.
1 13 2. a. The board of directors of a school district, the
1 14 duly elected members of the school board, and designated
1 15 administrators of school districts may join and participate in
1 16 organizations, including but not limited to organizations such
1 17 as the Iowa association of school boards, the urban education
1 18 network, Iowa school finance information services, and the
1 19 school administrators of Iowa. The school board may pay out
1 20 of funds available to the school board reasonable monetary
1 21 fees or annual dues for membership of the school board, or a
1 22 board member or administrator, in such an organization. Such
1 23 an organization that receives fees or dues for membership
1 24 from a school board shall be considered a taxpayer-funded
1 25 organization.
1 26 b. Each school board that pays monetary fees or annual
1 27 dues to an organization shall annually report to the local
1 28 community and to the department of education the amount paid
1 29 in annual dues to the organization and the amount of any dues,
1 30 fees, or assessments of any kind paid, and revenue or dividend
1 31 payments received, for services received from the organization,
1 32 and the products or services received due to membership in
1 33 the organization. The information shall be submitted to the
1 34 department electronically in the format specified by the
1 35 department.



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House File 678 - Introduced continued

2 1 3. The financial condition and transactions of an
2 2 organization shall be audited in the same manner as school
2 3 corporations as provided in section 11.6. The organization
2 4 shall establish an audit committee to review the financial
2 5 condition and transactions of the organization and the report
2 6 of examination conducted in accordance with this subsection.
2 7 The auditor conducting an examination in accordance with this
2 8 subsection shall have full access to the audit committee
2 9 and to all of the organization's records, reports, audits,
2 10 tax reports, and all other documents and papers issued or
2 11 maintained by the organization.
2 12 4. An organization shall do all of the following:
2 13 a. Publish annually on its internet site, and in a report
2 14 submitted annually to the department of education, the standing
2 15 committees on government oversight, and the general assembly,
2 16 all of the following:
2 17 (1) A listing of the school districts that pay fees or dues
2 18 for membership in the organization and the moneys paid by each
2 19 school district.
2 20 (2) The total revenue the organization receives from each
2 21 school district resulting from the payment of monetary fees or
2 22 annual dues, and the total net profit from the sale of products
2 23 and services to the school district by the organization.
2 24 (3) An accounting, broken down by individual employee,
2 25 of the total amount of moneys expended for reimbursement of
2 26 expenses incurred by and compensation paid to each of the ten
2 27 highest paid employees of the organization as evidenced by the
2 28 tax forms submitted by the organization to the internal revenue
2 29 service.
2 30 (4) An accounting of all moneys expended for reimbursement
2 31 of expenses incurred by and compensation paid to all
2 32 legislative representatives and lobbyists of the organization.
2 33 b. Submit to the general assembly and the standing committee
2 34 on government oversight copies of all reports the organization
2 35 provides to the United States department of education relating



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House File 678 - Introduced continued

3 1 to federal grants and grant amounts that the organization
3 2 administers or distributes to school districts.
3 3 c. Provide education and training to the organization's
3 4 board members in the fiduciary duties and legal
3 5 responsibilities of members.
3 6 5. An organization shall not pay to an employee, officer,
3 7 a member of the organization's governing board, or to a
3 8 legislative representative or lobbyist of the organization, a
3 9 commission, bonus, or other consideration of any type which is
3 10 in addition to compensation paid and published and reported as
3 11 required by subsection 4.
3 12 6. a. A person who serves as the head of an organization
3 13 or otherwise serves in a supervisory capacity within the
3 14 organization shall not require an employee of the organization
3 15 to inform the person that the employee made a disclosure
3 16 of information permitted by this subsection and shall not
3 17 prohibit an employee of the organization from disclosing any
3 18 information to a member of the governing board or to any
3 19 public official, a law enforcement agency, a state agency, the
3 20 auditor of state or an auditor conducting an examination of
3 21 the organization in accordance with section 11.6, the office
3 22 of the attorney general, the office of citizens' aide, or to a
3 23 committee of the general assembly if the employee reasonably
3 24 believes the information evidences a violation of law or rule,
3 25 mismanagement, a gross abuse of funds, an abuse of authority,
3 26 or a substantial and specific danger to public health or
3 27 safety. However, an employee may be required to inform the
3 28 person that the employee made a disclosure of information
3 29 permitted by this subsection if the employee represented that
3 30 the disclosure was the official position of the employee's
3 31 immediate supervisor or employer.
3 32 b. A person shall not discharge an employee from or take
3 33 or fail to take action regarding an employee's appointment or
3 34 proposed appointment to, promotion or proposed promotion to,
3 35 or any advantage in, a position administered by, or subject



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House File 678 - Introduced continued

4 1 to approval of, the person or the organization's governing
4 2 board as a reprisal for a failure by that employee to inform
4 3 the person that the employee made a disclosure of information
4 4 permitted by this subsection, or for a disclosure of any
4 5 information by that employee authorized under paragraph "a"
4 6 if the employee reasonably believes the information evidences
4 7 a violation of law or rule, mismanagement, a gross abuse of
4 8 funds, an abuse of authority, or a substantial and specific
4 9 danger to public health or safety. However, an employee may
4 10 be required to inform the person that the employee made a
4 11 disclosure of information permitted by this subsection if the
4 12 employee represented that the disclosure was the official
4 13 position of the employee's immediate supervisor or employer.
4 14 c. Paragraphs "a" and "b" do not apply if the disclosure of
4 15 the information is prohibited by statute.
4 16 d. A person who violates paragraph "a" or "b" commits a
4 17 simple misdemeanor.
4 18 e. Paragraph "b" may be enforced through a civil action.
4 19 (1) A person who violates paragraph "b" is liable to
4 20 an aggrieved employee for affirmative relief including
4 21 reinstatement, with or without back pay, or any other equitable
4 22 relief the court deems appropriate, including attorney fees and
4 23 costs.
4 24 (2) When a person commits, is committing, or proposes to
4 25 commit an act in violation of paragraph "b", an injunction may
4 26 be granted through an action in district court to prohibit the
4 27 person from continuing such acts. The action for injunctive
4 28 relief may be brought by an aggrieved employee or the attorney
4 29 general.
4 30 f. A person shall not discharge an employee from or take
4 31 or fail to take action regarding an employee's appointment or
4 32 proposed appointment to, promotion or proposed promotion to,
4 33 or any advantage in, a position administered by, or subject
4 34 to approval of, the person or the organization's governing
4 35 board as a reprisal for the employee's declining to participate



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House File 678 - Introduced continued

5 1 in contributions or donations to charities or community
5 2 organizations.

5 3 g. The person and the organization's governing board
5 4 shall provide procedures for notifying the organization's
5 5 new employees of the provisions of this subsection and shall
5 6 periodically conduct promotional campaigns to provide similar
5 7 information to the organization's employees. The information
5 8 shall include the toll-free telephone number of the citizens'
5 9 aide.

5 10 7. a. Except as otherwise provided in paragraph "b", all
5 11 meetings of the governing board of the organization shall
5 12 comply with the requirements of chapter 21 and all records of
5 13 the governing board and the organization shall be maintained
5 14 in accordance with chapter 22.

5 15 b. The governing board of the organization may keep the
5 16 following records confidential and the governing board may hold
5 17 a closed session meeting to discuss the following matters:

5 18 (1) Personal information in confidential personnel records
5 19 maintained by the governing board of the organization.

5 20 (2) Information related to legal matters including
5 21 discussions or consultations with an attorney. Attorney
5 22 billing records are not confidential records except for such
5 23 records that are subject to the attorney-client privilege.

5 24 (3) Pricing, product, service, business strategy, or
5 25 marketing information which if released, would give an
5 26 advantage to competitors, vendors, or other parties and that
5 27 serve no public purpose.

5 28 Sec. 2. REPEAL. Section 279.38A, Code 2011, is repealed.

5 29 EXPLANATION

5 30 This bill strikes Code section 279.38 and repeals Code
5 31 section 279.38A, but combines much of the language of these
5 32 two Code sections to modify the statutory requirements of
5 33 organizations to which school boards, school board members,
5 34 and school district administrators may join and pay monetary
5 35 fees or dues for membership. School boards, board members, and



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House File 678 - Introduced continued

6 1 school administrators may join and participate in local, state,
6 2 regional, and national organizations which directly relate
6 3 to the administrator or school board functions of the school
6 4 district. Such organizations include but are not limited to
6 5 the Iowa association of school boards, the urban education
6 6 network, Iowa school finance information services, and the
6 7 school administrators of Iowa. Such an organization shall be
6 8 considered a taxpayer-funded organization.

6 9 Each board that pays membership dues must annually report
6 10 the local community and to the department of education the
6 11 amount the board pays in annual dues to the organization and
6 12 the amount of any fees paid, and revenue or dividend payments
6 13 received, for services received from the organization, and
6 14 the products or services received due to membership in the
6 15 organization. The bill requires that the information be
6 16 submitted to the department electronically in the format
6 17 specified by the department.

6 18 The financial condition and transactions of the
6 19 organizations shall be audited in the same manner as school
6 20 districts. Under the bill, the organization must establish
6 21 an audit committee to review the financial condition and
6 22 transactions of the organization and the audit report. The
6 23 auditor conducting the examination shall have full access to
6 24 the audit committee and to all of the organization's records,
6 25 reports, audits, tax reports, and all other documents and
6 26 papers issued or maintained by the organization.

6 27 Such organizations must publish annually, in a report
6 28 submitted annually to the department of education, the standing
6 29 committees on government oversight, and the general assembly,
6 30 a listing of the school districts and the dues paid by each
6 31 school district; the total revenue the organization receives
6 32 from each school district resulting from the payment of
6 33 membership fees; the total net profit from the sale of products
6 34 and services to the school district by the organization;
6 35 the total amount of the annual compensation and expenses



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House File 678 - Introduced continued

7 1 paid to the organization's 10 highest paid employees, broken
7 2 down by individual employee; and an accounting of all moneys
7 3 expended for reimbursement of expenses and compensation paid to
7 4 legislative representatives and lobbyists of the organization.
7 5 Under the bill, the organization must also provide education
7 6 and training to its board members regarding their fiduciary
7 7 duties and legal responsibilities.
7 8 The organization is prohibited from paying a commission,
7 9 bonus, or other consideration to an employee, officer, board
7 10 member, or to a legislative representative or lobbyist of the
7 11 organization.
7 12 The bill prohibits the head of the organization from
7 13 requiring an employee to inform the person that the employee
7 14 disclosed information, and prohibits the person taking adverse
7 15 employment action against an employee of the organization
7 16 who discloses information about the organization to a board
7 17 member, any public official, a law enforcement agency, a state
7 18 agency, the auditor of state or an auditor conducting an
7 19 examination in accordance with Code section 11.6, the office
7 20 of the attorney general, the office of citizens' aide, or to a
7 21 committee of the general assembly if the employee reasonably
7 22 believes the information evidences a violation of law or rule,
7 23 mismanagement, a gross abuse of funds, an abuse of authority,
7 24 or a substantial or specific danger to public health or safety.
7 25 The provisions do not apply if the disclosure of information is
7 26 prohibited by statute. A person who violates the prohibitions
7 27 commits a simple misdemeanor and may be liable to an aggrieved
7 28 employee for affirmative relief. The prohibition against
7 29 adverse action may be enforced through a civil action, and
7 30 the employee may bring an action for injunctive relief by
7 31 the district court. Adverse action against an employee for
7 32 declining to participate in contributions or donations is also
7 33 prohibited. The person and the organization must provide
7 34 employee notification procedures relating to these prohibitions
7 35 and remedies and must conduct related promotional campaigns.



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House File 678 - Introduced continued

8 1 The organization's governing boards meetings are subject to
8 2 Code chapter 21 and the governing board and the organization's
8 3 records must be maintained in compliance with Code chapter 22.
LSB 2719HV (3) 84
kh/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House File 679 - Introduced

HOUSE FILE
BY COMMITTEE ON WAYS AND
MEANS

(SUCCESSOR TO HSB 105)

A BILL FOR

1 An Act relating to the administration of the replacement tax
2 for new cogeneration facilities, and including effective
3 date and retroactive applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TLSB 2082HV (3) 84
rn/nh



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House File 679 - Introduced continued

PAG LIN

1 1 Section 1. Section 427B.17, Code 2011, is amended by adding
1 2 the following new subsection:

1 3 NEW SUBSECTION. 7. Notwithstanding subsection 5 or
1 4 any other provision to the contrary, this section shall
1 5 be applicable to a new cogeneration facility subject to
1 6 the assessed value provisions of section 437A.16A, but the
1 7 exemptions provided in this section shall be reduced by an
1 8 amount bearing the same ratio to the value of the property that
1 9 is exempt pursuant to this section as the allowable credit
1 10 under section 437A.16A, subsection 1, bears to the assessable
1 11 value of the entire new cogeneration facility before the
1 12 application of any abatements, credits, or exemptions against
1 13 that value.

1 14 Sec. 2. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
1 15 APPLICABILITY. This Act, being deemed of immediate importance,
1 16 takes effect upon enactment and applies retroactively to
1 17 January 1, 2010, for tax years beginning on or after that date.

1 18 EXPLANATION

1 19 This bill applies special valuation provisions contained
1 20 in Code section 427B.17 limiting the valuation of machinery,
1 21 equipment, and computers, or exempting them from tax, to new
1 22 cogeneration facilities subject to assessed value provisions
1 23 contained in Code section 437A.16A. The bill provides,
1 24 however, that the exemptions shall be reduced for new
1 25 cogeneration facilities by an amount bearing the same ratio to
1 26 the value of the exempt property as the allowable credit under
1 27 Code section 437A.16A, subsection 1, bears to the assessable
1 28 value of the entire new cogeneration facility before the
1 29 application of any abatements, credits, or exemptions against
1 30 that value.

1 31 The bill takes effect upon enactment and is retroactively
1 32 applicable to tax years beginning on or after January 1, 2010.

LSB 2082HV (3) 84

rn/nh



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 236

HOUSE FILE

BY (PROPOSED COMMITTEE ON
WAYS AND MEANS BILL BY
CHAIRPERSON SANDS)

A BILL FOR

1 An Act providing a sales tax exemption for the furnishing of
2 environmental testing services.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TL5B 2756HC (1) 84

tw/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 236 continued

PAG LIN

1 1 Section 1. Section 423.3, Code 2011, is amended by adding
1 2 the following new subsection:
1 3 NEW SUBSECTION. 96. The sales price from the furnishing
1 4 of environmental testing services performed at a laboratory,
1 5 in the field, or by a mobile testing service. For purposes
1 6 of this subsection, "environmental testing" means the physical
1 7 or chemical analysis of soil, water, wastewater, air, or
1 8 solid waste performed in order to ascertain the presence of
1 9 environmental contamination or degradation.

1 10 EXPLANATION

1 11 This bill provides a sales tax exemption for the furnishing
1 12 of environmental testing services performed at a laboratory,
1 13 in the field, or by a mobile testing service. "Environmental
1 14 testing" means the physical or chemical analysis of soil,
1 15 water, wastewater, air, or solid waste performed in order
1 16 to ascertain the presence of environmental contamination or
1 17 degradation.

1 18 By operation of Code section 423.6, an item exempt from the
1 19 imposition of the sales tax is also exempt from the use tax
1 20 imposed in Code section 423.5.

LSB 2756HC (1) 84

tw/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237

HOUSE FILE

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON RAECKER)

A BILL FOR

1 An Act relating to and making transportation and other
2 infrastructure-related appropriations to the department of
3 transportation, including allocation and use of moneys from
4 the road use tax fund and the primary road fund.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TLSB 2767HC (4) 84
dea/tm



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237 continued

PAG LIN

1 1 DIVISION I
1 2 FY 2011=2012
1 3 Section 1. ROAD USE TAX FUND. There is appropriated
1 4 from the road use tax fund created in section 312.1 to the
1 5 department of transportation for the fiscal year beginning July
1 6 1, 2011, and ending June 30, 2012, the following amounts, or
1 7 so much thereof as is necessary, to be used for the purposes
1 8 designated:
1 9 1. For the payment of costs associated with the production
1 10 of driver's licenses, as defined in section 321.1, subsection
1 11 20A:
1 12 \$ 3,876,000
1 13 Notwithstanding section 8.33, moneys appropriated in this
1 14 subsection that remain unencumbered or unobligated at the close
1 15 of the fiscal year shall not revert but shall remain available
1 16 for expenditure for the purposes specified in this subsection
1 17 until the close of the succeeding fiscal year.
1 18 2. For salaries, support, maintenance, and miscellaneous
1 19 purposes:
1 20 a. Operations:
1 21 \$ 6,570,000
1 22 b. Planning:
1 23 \$ 458,000
1 24 c. Motor vehicles:
1 25 \$ 33,921,000
1 26 3. For payments to the department of administrative
1 27 services for utility services:
1 28 \$ 225,000
1 29 4. Unemployment compensation:
1 30 \$ 7,000
1 31 5. For payments to the department of administrative
1 32 services for paying workers' compensation claims under chapter
1 33 85 on behalf of employees of the department of transportation:
1 34 \$ 119,000
1 35 6. For payment to the general fund of the state for indirect



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 237 continued

2 1 cost recoveries:
2 2 \$ 78,000
2 3 7. For reimbursement to the auditor of state for audit
2 4 expenses as provided in section 11.5B:
2 5 \$ 67,319
2 6 8. For automation, telecommunications, and related costs
2 7 associated with the county issuance of driver's licenses and
2 8 vehicle registrations and titles:
2 9 \$ 1,406,000
2 10 9. For transfer to the department of public safety for
2 11 operating a system providing toll-free telephone road and
2 12 weather conditions information:
2 13 \$ 100,000
2 14 10. For costs associated with the participation in the
2 15 Mississippi river parkway commission:
2 16 \$ 40,000
2 17 11. For motor vehicle division field facility maintenance
2 18 projects at various locations:
2 19 \$ 200,000
2 20 12. For scale replacement projects at various locations:
2 21 \$ 550,000
2 22 For purposes of section 8.33, unless specifically provided
2 23 otherwise, moneys appropriated in subsections 11 and 12 that
2 24 remain unencumbered or unobligated shall not revert but shall
2 25 remain available for expenditure for the purposes designated
2 26 until the close of the fiscal year that ends three years after
2 27 the end of the fiscal year for which the appropriation was
2 28 made. However, if the projects for which the appropriation
2 29 was made are completed in an earlier fiscal year, unencumbered
2 30 or unobligated moneys shall revert at the close of that same
2 31 fiscal year.
2 32 Sec. 2. PRIMARY ROAD FUND. There is appropriated from the
2 33 primary road fund created in section 313.3 to the department of
2 34 transportation for the fiscal year beginning July 1, 2011, and
2 35 ending June 30, 2012, the following amounts, or so much thereof



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237 continued

3 1 as is necessary, to be used for the purposes designated:
3 2 1. For salaries, support, maintenance, miscellaneous
3 3 purposes, and for not more than the following full-time
3 4 equivalent positions:
3 5 a. Operations:
3 6 \$ 40,356,529
3 7 FTEs 296.00
3 8 b. Planning:
3 9 \$ 8,697,095
3 10 FTEs 121.00
3 11 c. Highways:
3 12 \$230,913,992
3 13 FTEs 2,247.00
3 14 d. Motor vehicles:
3 15 \$ 1,413,540
3 16 FTEs 445.00
3 17 2. For payments to the department of administrative
3 18 services for utility services:
3 19 \$ 1,388,000
3 20 3. Unemployment compensation:
3 21 \$ 138,000
3 22 4. For payments to the department of administrative
3 23 services for paying workers' compensation claims under
3 24 chapter 85 on behalf of the employees of the department of
3 25 transportation:
3 26 \$ 2,846,000
3 27 5. For disposal of hazardous wastes from field locations and
3 28 the central complex:
3 29 \$ 800,000
3 30 6. For payment to the general fund of the state for indirect
3 31 cost recoveries:
3 32 \$ 572,000
3 33 7. For reimbursement to the auditor of state for audit
3 34 expenses as provided in section 11.5B:
3 35 \$ 415,181



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237 continued

4 1 8. For costs associated with producing transportation maps:
4 2 \$ 242,000
4 3 9. For inventory and equipment replacement:
4 4 \$ 5,366,000
4 5 10. For utility improvements at various locations:
4 6 \$ 400,000
4 7 11. For roofing projects at various locations:
4 8 \$ 200,000
4 9 12. For heating, cooling, and exhaust system improvements
4 10 at various locations:
4 11 \$ 400,000
4 12 13. For deferred maintenance projects at field facilities
4 13 throughout the state:
4 14 \$ 1,000,000
4 15 14. For elevator upgrades at the Ames complex:
4 16 \$ 100,000
4 17 15. For wastewater treatment improvements at various
4 18 locations:
4 19 \$ 1,000,000
4 20 16. For replacement of the Swea City garage:
4 21 \$ 2,100,000
4 22 For purposes of section 8.33, unless specifically provided
4 23 otherwise, moneys appropriated in subsections 10 through 16
4 24 that remain unencumbered or unobligated shall not revert
4 25 but shall remain available for expenditure for the purposes
4 26 designated until the close of the fiscal year that ends
4 27 three years after the end of the fiscal year for which the
4 28 appropriation was made. However, if the project or projects
4 29 for which such appropriation was made are completed in an
4 30 earlier fiscal year, unencumbered or unobligated moneys shall
4 31 revert at the close of that same fiscal year.
4 32 DIVISION II
4 33 FY 2012=2013
4 34 Sec. 3. ROAD USE TAX FUND. There is appropriated from the
4 35 road use tax fund created in section 312.1 to the department of



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237 continued

5 1 transportation for the fiscal year beginning July 1, 2012, and
5 2 ending June 30, 2013, the following amounts, or so much thereof
5 3 as is necessary, to be used for the purposes designated:
5 4 1. For the payment of costs associated with the production
5 5 of driver's licenses, as defined in section 321.1, subsection
5 6 20A:
5 7 \$ 3,876,000
5 8 Notwithstanding section 8.33, moneys appropriated in this
5 9 subsection that remain unencumbered or unobligated at the close
5 10 of the fiscal year shall not revert but shall remain available
5 11 for expenditure for the purposes specified in this subsection
5 12 until the close of the succeeding fiscal year.
5 13 2. For salaries, support, maintenance, and miscellaneous
5 14 purposes:
5 15 a. Operations:
5 16 \$ 6,570,000
5 17 b. Planning:
5 18 \$ 458,000
5 19 c. Motor vehicles:
5 20 \$ 33,921,000
5 21 3. For payments to the department of administrative
5 22 services for utility services:
5 23 \$ 225,000
5 24 4. Unemployment compensation:
5 25 \$ 7,000
5 26 5. For payments to the department of administrative
5 27 services for paying workers' compensation claims under chapter
5 28 85 on behalf of employees of the department of transportation:
5 29 \$ 119,000
5 30 6. For payment to the general fund of the state for indirect
5 31 cost recoveries:
5 32 \$ 78,000
5 33 7. For reimbursement to the auditor of state for audit
5 34 expenses as provided in section 11.5B:
5 35 \$ 67,319



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237 continued

6 1 8. For automation, telecommunications, and related costs
6 2 associated with the county issuance of driver's licenses and
6 3 vehicle registrations and titles:
6 4 \$ 1,406,000
6 5 9. For transfer to the department of public safety for
6 6 operating a system providing toll-free telephone road and
6 7 weather conditions information:
6 8 \$ 100,000
6 9 10. For costs associated with the participation in the
6 10 Mississippi river parkway commission:
6 11 \$ 40,000
6 12 11. For motor vehicle division field facility maintenance
6 13 projects at various locations:
6 14 \$ 200,000
6 15 12. For scale replacement projects at various locations:
6 16 \$ 550,000
6 17 For purposes of section 8.33, unless specifically provided
6 18 otherwise, moneys appropriated in subsections 11 and 12 that
6 19 remain unencumbered or unobligated shall not revert but shall
6 20 remain available for expenditure for the purposes designated
6 21 until the close of the fiscal year that ends three years after
6 22 the end of the fiscal year for which the appropriation was
6 23 made. However, if the projects for which the appropriation
6 24 was made are completed in an earlier fiscal year, unencumbered
6 25 or unobligated moneys shall revert at the close of that same
6 26 fiscal year.
6 27 Sec. 4. PRIMARY ROAD FUND. There is appropriated from the
6 28 primary road fund created in section 313.3 to the department of
6 29 transportation for the fiscal year beginning July 1, 2012, and
6 30 ending June 30, 2013, the following amounts, or so much thereof
6 31 as is necessary, to be used for the purposes designated:
6 32 1. For salaries, support, maintenance, miscellaneous
6 33 purposes, and for not more than the following full-time
6 34 equivalent positions:
6 35 a. Operations:



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 237 continued

7	1	.....	\$	40,356,529
7	2	..... FTEs		296.00
7	3	b. Planning:		
7	4	.....	\$	8,697,095
7	5	..... FTEs		121.00
7	6	c. Highways:		
7	7	.....	\$	232,922,992
7	8	..... FTEs		2,247.00
7	9	d. Motor vehicles:		
7	10	.....	\$	1,413,540
7	11	..... FTEs		445.00
7	12	2. For payments to the department of administrative		
7	13	services for utility services:		
7	14	.....	\$	1,388,000
7	15	3. Unemployment compensation:		
7	16	.....	\$	138,000
7	17	4. For payments to the department of administrative		
7	18	services for paying workers' compensation claims under		
7	19	chapter 85 on behalf of the employees of the department of		
7	20	transportation:		
7	21	.....	\$	2,846,000
7	22	5. For disposal of hazardous wastes from field locations and		
7	23	the central complex:		
7	24	.....	\$	800,000
7	25	6. For payment to the general fund of the state for indirect		
7	26	cost recoveries:		
7	27	.....	\$	572,000
7	28	7. For reimbursement to the auditor of state for audit		
7	29	expenses as provided in section 11.5B:		
7	30	.....	\$	415,181
7	31	8. For costs associated with producing transportation maps:		
7	32	.....	\$	242,000
7	33	9. For inventory and equipment replacement:		
7	34	.....	\$	5,366,000
7	35	10. For utility improvements at various locations:		



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 237 continued

8 1 \$ 400,000
8 2 11. For roofing projects at various locations:
8 3 \$ 200,000
8 4 12. For heating, cooling, and exhaust system improvements
8 5 at various locations:
8 6 \$ 200,000
8 7 13. For deferred maintenance projects at field facilities
8 8 throughout the state:
8 9 \$ 1,000,000
8 10 14. For wastewater treatment improvements at various
8 11 locations:
8 12 \$ 1,000,000
8 13 15. For replacement of the New Hampton combined facility:
8 14 \$ 5,200,000
8 15 For purposes of section 8.33, unless specifically provided
8 16 otherwise, moneys appropriated in subsections 10 through 15
8 17 that remain unencumbered or unobligated shall not revert
8 18 but shall remain available for expenditure for the purposes
8 19 designated until the close of the fiscal year that ends
8 20 three years after the end of the fiscal year for which the
8 21 appropriation was made. However, if the project or projects
8 22 for which such appropriation was made are completed in an
8 23 earlier fiscal year, unencumbered or unobligated moneys shall
8 24 revert at the close of that same fiscal year.
8 25 EXPLANATION
8 26 This bill makes and limits appropriations for FY 2011=2012
8 27 and FY 2012=2013 from the road use tax fund and the primary
8 28 road fund to the department of transportation.
8 29 DIVISION I, FY 2011=2012. Appropriations from the road use
8 30 tax fund include appropriations for driver's license production
8 31 costs, salaries, operations, planning, motor vehicles,
8 32 utility services provided by the department of administrative
8 33 services, unemployment and workers' compensation, indirect cost
8 34 recoveries, audits, county issuance of driver's licenses and
8 35 vehicle registration and titling, a system providing toll-free



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 237 continued

9 1 telephone road and weather reports, participation in the
9 2 Mississippi river parkway commission, motor vehicle division
9 3 field facility maintenance projects, and scale replacement
9 4 projects.

9 5 Appropriations from the primary road fund include
9 6 appropriations for salaries, operations, planning, highways,
9 7 motor vehicles, utility services provided by the department
9 8 of administrative services, unemployment and workers'
9 9 compensation, hazardous waste disposal, indirect cost
9 10 recoveries, audits, production of transportation maps,
9 11 inventory and equipment replacement, utility projects,
9 12 roofing projects, heating and cooling improvements, deferred
9 13 maintenance at field facilities, elevator upgrades at the Ames
9 14 complex, wastewater treatment improvements, and replacement of
9 15 the Swea City garage.

9 16 DIVISION II, FY 2012=2013. Appropriations from the road use
9 17 tax fund include appropriations for driver's license production
9 18 costs, salaries, operations, planning, motor vehicles,
9 19 utility services provided by the department of administrative
9 20 services, unemployment and workers' compensation, indirect cost
9 21 recoveries, audits, county issuance of driver's licenses and
9 22 vehicle registration and titling, a system providing toll-free
9 23 telephone road and weather reports, participation in the
9 24 Mississippi river parkway commission, motor vehicle division
9 25 field facility maintenance projects, and scale replacement
9 26 projects.

9 27 Appropriations from the primary road fund include
9 28 appropriations for salaries, operations, planning, highways,
9 29 motor vehicles, utility services provided by the department
9 30 of administrative services, unemployment and workers'
9 31 compensation, hazardous waste disposal, indirect cost
9 32 recoveries, audits, production of transportation maps,
9 33 inventory and equipment replacement, utility projects,
9 34 roofing projects, heating and cooling improvements, deferred
9 35 maintenance at field facilities, wastewater treatment



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 237 continued

10 1 improvements, and replacement of the New Hampton combined
10 2 facility.

LSB 2767HC (4) 84

dea/tm



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

House Study Bill 238

HOUSE FILE

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON RAECKER)

A BILL FOR

1 An Act relating to a state marketing and advertising
2 expenditure plan and including effective date and
3 retroactive applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TL5B 2764YC (7) 84
aw/tm



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 238 continued

PAG LIN

1 1 Section 1. STATE MARKETING AND ADVERTISING EXPENDITURES
1 2 TASK FORCE.
1 3 1. A state marketing and advertising expenditures task
1 4 force is established to study and review state advertising and
1 5 marketing purchases and to develop a plan for collaboration
1 6 among state agencies in marketing and advertising expenditures.
1 7 The task force shall consider the amount of purchases by each
1 8 agency or authority of the state and the specific needs of
1 9 each agency or authority when completing the review of such
1 10 purchases and in developing a state marketing and advertising
1 11 expenditure plan.
1 12 2. The task force shall consist of all of the following
1 13 members:
1 14 a. The chief executive officer of the Iowa lottery authority
1 15 or the chief executive officer's designee.
1 16 b. The director of the department of economic development or
1 17 the director's designee.
1 18 c. The director of the department of public health or the
1 19 director's designee.
1 20 d. The president of the board of regents or the president's
1 21 designee.
1 22 e. The president of the Iowa state fair board or the
1 23 president's designee.
1 24 f. The director of the department of administrative
1 25 services, or the director's designee, shall serve as an ex
1 26 officio, nonvoting member.
1 27 3. The chief executive officer of the Iowa lottery
1 28 authority, or the chief executive officer's designee shall
1 29 serve as the chairperson of the task force.
1 30 4. The Iowa lottery authority shall provide staff
1 31 assistance and administrative support to the task force.
1 32 5. The task force shall meet at least quarterly and shall
1 33 submit the state marketing and advertising expenditure plan
1 34 to the governor and the general assembly by December 31,
1 35 2011. The Iowa lottery authority, the department of economic



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 238 continued

2 1 development, the department of public health, the board of
2 2 regents, and the Iowa state fair board shall adopt rules for
2 3 the implementation of the state marketing and advertising
2 4 expenditure plan. The department of administrative services
2 5 shall also adopt rules for the implementation of the state
2 6 marketing and advertising expenditure plan and shall provide
2 7 guidance and administrative support to all state agencies
2 8 related to state agency collaboration in marketing and
2 9 advertising purchases.

2 10 6. Members of the task force shall not receive a per diem,
2 11 shall not be reimbursed for actual and necessary expenses while
2 12 in attendance at any meeting, and shall not be reimbursed for
2 13 travel expenses.

2 14 Sec. 2. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
2 15 APPLICABILITY. This Act, being deemed of immediate importance,
2 16 takes effect upon enactment and applies retroactively to April
2 17 1, 2011.

2 18 EXPLANATION

2 19 This bill relates to a state marketing and advertising
2 20 expenditure plan.

2 21 The bill establishes a state marketing and advertising
2 22 expenditures task force. The bill provides that the task
2 23 force shall review state purchases related to advertising
2 24 and marketing and develop a state marketing and advertising
2 25 expenditure plan for collaboration by state agencies in such
2 26 expenditures.

2 27 The task force consists of the chief executive officer of
2 28 the Iowa lottery authority, the director of the department of
2 29 economic development, the director of the department of public
2 30 health, the president of the Iowa board of regents, and the
2 31 president of the Iowa state fair authority, or their respective
2 32 designees. The director of the department of administrative
2 33 services, or the director's designee, shall serve as an ex
2 34 officio, nonvoting member. The chief executive officer of the
2 35 Iowa lottery authority shall serve as the chairperson of the



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

House Study Bill 238 continued

3 1 task force. Each member agency or authority shall adopt rules
3 2 for the implementation of the state marketing and advertising
3 3 expenditure plan, and the department of administrative services
3 4 shall provide guidance and administrative support to all state
3 5 agencies related to agency collaborations in marketing and
3 6 advertising purchases.

3 7 The Iowa lottery authority shall provide staff assistance
3 8 and administrative support to the task force.

3 9 The task force is required to submit its plans to the
3 10 governor and the general assembly by December 31, 2011.

3 11 The bill provides that members of the task force shall not
3 12 receive per diem payments, reimbursements for expenses, or
3 13 reimbursements for travel.

3 14 The bill takes effect upon enactment and applies
3 15 retroactively to April 1, 2011.

LSB 2764YC (7) 84

aw/tm



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3226

PAG LIN

1 1 Amend Senate File 519 as follows:
1 2 #1. Page 1, line 10, by striking <the> and inserting
1 3 <a>
1 4 #2. Page 1, line 11, after <fees> by inserting <for
1 5 products or services>
1 6 #3. Page 1, line 12, after <2.> by inserting
1 7 <"Organization" includes a related for-profit or
1 8 not-for-profit subsidiary of an organization.>
1 9 #4. Page 1, line 15, by striking <and> and inserting
1 10 <or>
1 11 #5. Page 1, line 21, after <fees> by inserting <for
1 12 products or services>
1 13 #6. Page 1, by striking lines 29 through 33 and
1 14 inserting <in annual dues, fees, or assessments for
1 15 products or services received from the organization,
1 16 and the total amount of any revenue or dividend
1 17 payments received from the organization. The
1 18 information shall be submitted to the>
1 19 #7. Page 3, after line 5 by inserting:
1 20 <____. An organization shall not pay to an employee,
1 21 officer, a member of the organization's governing
1 22 board, or to a legislative representative or lobbyist
1 23 of the organization, a commission, bonus, or other
1 24 consideration of any type which is in addition to
1 25 compensation paid and published and reported as
1 26 required by subsection 4.>
1 27 #8. Title page, line 1, by striking <membership in
1 28 and membership dues paid to>
1 29 #9. By renumbering as necessary.

THOMAS G. COURTNEY
SF519.2458 (3) 84
kh/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227

PAG LIN

1 1 Amend Senate File 509, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting clause
1 4 and inserting:
1 5
1 6 <DIVISION I
1 7 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 8 GENERAL APPROPRIATIONS FOR FY 2011=2012
1 9 Section 1. GENERAL FUND ==== DEPARTMENT.
1 10 1. There is appropriated from the general fund of
1 11 the state to the department of agriculture and land
1 12 stewardship for the fiscal year beginning July 1, 2011,
1 13 and ending June 30, 2012, the following amount, or
1 14 so much thereof as is necessary, to be used for the
1 15 purposes designated:
1 16 For purposes of supporting the department, including
1 17 its divisions, for administration, regulation, and
1 18 programs; for salaries, support, maintenance, and
1 19 miscellaneous purposes; and for not more than the
1 20 following full-time equivalent positions:
1 21 \$ 16,497,308
1 22 FTEs 365.00
1 23 2. The department shall submit a report each
1 24 quarter of the fiscal year to the legislative services
1 25 agency, the department of management, the members of
1 26 the joint appropriations subcommittee on agriculture
1 27 and natural resources, and the chairpersons and
1 28 ranking members of the senate and house committees on
1 29 appropriations. The report shall describe in detail
1 30 the expenditure of moneys appropriated in this section
1 31 to support the department's administration, regulation,
1 32 and programs.
1 33 3. Of the amount appropriated in this section,
1 34 \$238,000 is transferred to Iowa state university of
1 35 science and technology, to be used for the university's
1 36 midwest grape and wine industry institute.
1 37 DESIGNATED APPROPRIATIONS ==== ANIMAL HUSBANDRY
1 38 Sec. 2. UNCLAIMED PARI=MUTUEL WAGERING WINNINGS ====
1 39 HORSE AND DOG RACING. There is appropriated from the
1 40 moneys available under section 99D.13 to the department
1 41 of agriculture and land stewardship for the fiscal year
1 42 beginning July 1, 2011, and ending June 30, 2012, the
1 43 following amount, or so much thereof as is necessary,
1 44 to be used for the purposes designated:
1 45 For purposes of supporting the department's
1 46 administration and enforcement of horse and dog racing
1 47 law pursuant to section 99D.22, including for salaries,
1 48 support, maintenance, and miscellaneous purposes:
1 49 \$ 305,516
1 50 DESIGNATED APPROPRIATIONS ==== MOTOR FUEL
1 51 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND ==



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

2 1 MOTOR FUEL INSPECTION. There is appropriated from
2 2 the renewable fuel infrastructure fund created in
2 3 section 15G.205 to the department of agriculture and
2 4 land stewardship for the fiscal year beginning July 1,
2 5 2011, and ending June 30, 2012, the following amount,
2 6 or so much thereof as is necessary, to be used for the
2 7 purposes designated:
2 8 For purposes of the inspection of motor fuel,
2 9 including salaries, support, maintenance, and
2 10 miscellaneous purposes:
2 11 \$ 500,000
2 12 The department shall establish and administer
2 13 programs for the auditing of motor fuel including
2 14 biofuel processing and production plants, for screening
2 15 and testing motor fuel, including renewable fuel,
2 16 and for the inspection of motor fuel sold by dealers
2 17 including retail dealers who sell and dispense motor
2 18 fuel from motor fuel pumps.
2 19 DIVISION II
2 20 DEPARTMENT OF NATURAL RESOURCES
2 21 GENERAL APPROPRIATIONS FOR FY 2011=2012
2 22 Sec. 4. GENERAL FUND ==== DEPARTMENT.
2 23 1. There is appropriated from the general fund of
2 24 the state to the department of natural resources for
2 25 the fiscal year beginning July 1, 2011, and ending June
2 26 30, 2012, the following amount, or so much thereof as
2 27 is necessary, to be used for the purposes designated:
2 28 For purposes of supporting the department, including
2 29 its divisions, for administration, regulation, and
2 30 programs; for salaries, support, maintenance, and
2 31 miscellaneous purposes; and for not more than the
2 32 following full=time equivalent positions:
2 33 \$ 12,266,688
2 34 FTEs 1,145.95
2 35 2. Of the number of full=time equivalent positions
2 36 authorized to the department pursuant to subsection 1,
2 37 50.00 full=time equivalent positions shall be allocated
2 38 by the department for seasonal employees for purposes
2 39 of providing maintenance, upkeep, and sanitary services
2 40 at state parks.
2 41 3. The department shall submit a report each
2 42 quarter of the fiscal year to the legislative services
2 43 agency, the department of management, the members of
2 44 the joint appropriations subcommittee on agriculture
2 45 and natural resources, and the chairpersons and
2 46 ranking members of the senate and house committees on
2 47 appropriations. The report shall describe in detail
2 48 the expenditure of moneys appropriated under this
2 49 section to support the department's administration,
2 50 regulation, and programs.



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

3 1 Sec. 5. STATE FISH AND GAME PROTECTION FUND ====

3 2 DIVISION OF FISH AND WILDLIFE.

3 3 1. There is appropriated from the state fish and

3 4 game protection fund to the department of natural

3 5 resources for the fiscal year beginning July 1, 2011,

3 6 and ending June 30, 2012, the following amount, or

3 7 so much thereof as is necessary, to be used for the

3 8 purposes designated:

3 9 For purposes of supporting the division of fish and

3 10 wildlife, including for administration, regulation,

3 11 and programs; and for salaries, support, maintenance,

3 12 equipment, and miscellaneous purposes:

3 13 \$ 38,793,154

3 14 2. Notwithstanding section 455A.10, the department

3 15 may use the unappropriated balance remaining in the

3 16 state fish and game protection fund to provide for the

3 17 funding of health and life insurance premium payments

3 18 from unused sick leave balances of conservation peace

3 19 officers employed in a protection occupation who

3 20 retire, pursuant to section 97B.49B.

3 21 3. Notwithstanding section 455A.10, the department

3 22 of natural resources may use the unappropriated

3 23 balance remaining in the state fish and game protection

3 24 fund for the fiscal year beginning July 1, 2011,

3 25 and ending June 30, 2012, as is necessary to fund

3 26 salary adjustments for departmental employees which

3 27 the general assembly has made an operating budget

3 28 appropriation for in subsection 1.

3 29 Sec. 6. GROUNDWATER PROTECTION FUND ==== WATER

3 30 QUALITY. There is appropriated from the groundwater

3 31 protection fund created in section 455E.11 to the

3 32 department of natural resources for the fiscal year

3 33 beginning July 1, 2011, and ending June 30, 2012, from

3 34 those moneys which are not allocated pursuant to that

3 35 section, the following amount, or so much thereof as is

3 36 necessary, to be used for the purposes designated:

3 37 For purposes of supporting the department's

3 38 protection of the state's groundwater, including

3 39 for administration, regulation, and programs, and

3 40 for salaries, support, maintenance, equipment, and

3 41 miscellaneous purposes:

3 42 \$ 3,455,832

3 43 DESIGNATED APPROPRIATIONS ==== MISCELLANEOUS

3 44 Sec. 7. SPECIAL SNOWMOBILE FUND ==== SNOWMOBILE

3 45 PROGRAM. There is appropriated from the special

3 46 snowmobile fund created under section 321G.7 to the

3 47 department of natural resources for the fiscal year

3 48 beginning July 1, 2011, and ending June 30, 2012, the

3 49 following amount, or so much thereof as is necessary,

3 50 to be used for the purpose designated:



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

4 1 For purposes of administering and enforcing the
4 2 state snowmobile programs:
4 3 \$ 100,000
4 4 Sec. 8. SPECIAL SNOWMOBILE FUND. Notwithstanding
4 5 section 321G.7, subsection 2, for the fiscal year
4 6 beginning July 1, 2011, and ending June 30, 2012,
4 7 at least seventy-five percent of the moneys in the
4 8 special snowmobile fund which are appropriated to the
4 9 department of natural resources as provided in that
4 10 subsection shall be made available for use by political
4 11 subdivisions or incorporated private organizations, or
4 12 both, for their use as provided in that subsection.
4 13 Sec. 9. UNASSIGNED REVENUE FUND ==== UNDERGROUND
4 14 STORAGE TANK SECTION EXPENSES. There is appropriated
4 15 from the unassigned revenue fund administered by the
4 16 Iowa comprehensive underground storage tank fund
4 17 board to the department of natural resources for the
4 18 fiscal year beginning July 1, 2011, and ending June 30,
4 19 2012, the following amount, or so much thereof as is
4 20 necessary, to be used for the purpose designated:
4 21 For purposes of paying for administration expenses
4 22 of the department's underground storage tank section:
4 23 \$ 200,000
4 24 Sec. 10. STORM WATER DISCHARGE PERMIT FEES ====
4 25 SUPPORT FOR SPECIAL PURPOSES. Notwithstanding any
4 26 contrary provision of state law, for the fiscal year
4 27 beginning July 1, 2011, and ending June 30, 2012, the
4 28 department of natural resources may use additional
4 29 moneys available to the department collected from
4 30 storm water discharge permit fees as provided in
4 31 sections 455B.103A and 455B.197 for the staffing of the
4 32 following additional full-time equivalent positions for
4 33 the purposes designated:
4 34 1. For purposes of reducing the department's
4 35 floodplain permit backlog:
4 36 FTEs 2.00
4 37 2. For purposes of implementing the federal total
4 38 maximum daily load program:
4 39 FTEs 2.00
4 40 DIVISION III
4 41 IOWA STATE UNIVERSITY
4 42 APPROPRIATION FOR FY 2011=2012
4 43 Sec. 11. GENERAL FUND ==== VETERINARY DIAGNOSTIC
4 44 LABORATORY.
4 45 1. There is appropriated from the general fund
4 46 of the state to Iowa state university of science and
4 47 technology for the fiscal year beginning July 1, 2011,
4 48 and ending June 30, 2012, the following amount, or
4 49 so much thereof as is necessary, to be used for the
4 50 purposes designated:



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

5 1 For purposes of supporting the college of veterinary
5 2 medicine for the operation of the veterinary diagnostic
5 3 laboratory and for not more than the following
5 4 full-time equivalent positions:
5 5 \$ 3,237,636
5 6 FTEs 50.00

5 7 2. a. Iowa state university of science and
5 8 technology shall not reduce the amount that it
5 9 allocates to support the college of veterinary medicine
5 10 from any other source due to the appropriation made in
5 11 this section.

5 12 b. Paragraph "a" does not apply to a reduction made
5 13 to support the college of veterinary medicine, if the
5 14 same percentage of reduction imposed on the college
5 15 of veterinary medicine is also imposed on all of Iowa
5 16 state university's budget units.

5 17 3. If by June 30, 2012, Iowa state university
5 18 of science and technology fails to allocate the
5 19 moneys appropriated in this section to the college of
5 20 veterinary medicine in accordance with this section,
5 21 the moneys appropriated in this section for that fiscal
5 22 year shall revert to the general fund of the state.

5 23 Sec. 12. VETERINARY DIAGNOSTIC LABORATORY ====
5 24 FUTURE YEAR. This section applies if appropriations
5 25 made in this Act and all other Acts enacted by the
5 26 Eighty-fourth General Assembly during the 2011 regular
5 27 session and all extraordinary sessions, for the
5 28 fiscal year beginning July 1, 2011, and ending June
5 29 30, 2012, for purposes of supporting the operation
5 30 of the veterinary diagnostic laboratory associated
5 31 with the college of veterinary medicine at Iowa state
5 32 university, total less than \$4,000,000. It is the
5 33 intent of the general assembly that the amount of any
5 34 deficit will be appropriated by the general assembly
5 35 during its 2012 regular session for purposes of
5 36 supporting the operation of the veterinary diagnostic
5 37 laboratory for the fiscal year beginning July 1, 2012,
5 38 and ending June 30, 2013.

5 39 DIVISION IV
5 40 ENVIRONMENT FIRST FUND
5 41 GENERAL APPROPRIATIONS FOR FY 2011=2012

5 42 Sec. 13. DEPARTMENT OF AGRICULTURE AND LAND
5 43 STEWARDSHIP. There is appropriated from the
5 44 environment first fund created in section 8.57A to the
5 45 department of agriculture and land stewardship for the
5 46 fiscal year beginning July 1, 2011, and ending June 30,
5 47 2012, the following amounts, or so much thereof as is
5 48 necessary, to be used for the purposes designated:

5 49 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
5 50 a. For the conservation reserve enhancement program



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

6 1 to restore and construct wetlands for the purposes of
6 2 intercepting tile line runoff, reducing nutrient loss,
6 3 improving water quality, and enhancing agricultural
6 4 production practices:
6 5 \$ 1,000,000
6 6 b. Not more than 10 percent of the moneys
6 7 appropriated in paragraph "a" may be used for costs of
6 8 administration and implementation of soil and water
6 9 conservation practices.
6 10 c. Notwithstanding any other provision in law,
6 11 the department may provide state resources from this
6 12 appropriation, in combination with other appropriate
6 13 environment first fund appropriations, for cost sharing
6 14 to match United States department of agriculture,
6 15 natural resources conservation service, wetlands
6 16 reserve enhancement program (WREP) funding available
6 17 to Iowa.
6 18 2. WATERSHED PROTECTION
6 19 a. For continuation of a program that provides
6 20 multiobjective resource protections for flood control,
6 21 water quality, erosion control, and natural resource
6 22 conservation:
6 23 \$ 900,000
6 24 b. Not more than 10 percent of the moneys
6 25 appropriated in paragraph "a" may be used for costs of
6 26 administration and implementation of soil and water
6 27 conservation practices.
6 28 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
6 29 a. For continuation of a statewide voluntary farm
6 30 management demonstration program to demonstrate the
6 31 effectiveness and adaptability of emerging practices in
6 32 agronomy that protect water resources and provide other
6 33 environmental benefits:
6 34 \$ 725,000
6 35 b. Not more than 10 percent of the moneys
6 36 appropriated in paragraph "a" may be used for costs of
6 37 administration and implementation of soil and water
6 38 conservation practices.
6 39 c. Of the amount appropriated in paragraph "a",
6 40 \$400,000 shall be allocated to an organization
6 41 representing soybean growers to provide for an
6 42 agriculture and environment performance program in
6 43 order to carry out the purposes of this subsection as
6 44 specified in paragraph "a".
6 45 4. AGRICULTURAL DRAINAGE WELL WATER QUALITY
6 46 ASSISTANCE FUND
6 47 a. For deposit in the agricultural drainage well
6 48 water quality assistance fund created in section
6 49 460.303 to be used for purposes of supporting the
6 50 agricultural drainage well water quality assistance



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

7 1 program as provided in section 460.304:
7 2 \$ 875,000
7 3 b. Not more than 10 percent of the moneys
7 4 appropriated in paragraph "a" may be used for costs of
7 5 administration and implementation of soil and water
7 6 conservation practices.
7 7 5. SOIL AND WATER CONSERVATION ==== ADMINISTRATION
7 8 For use by the department for costs of
7 9 administration and implementation of soil and water
7 10 conservation practices:
7 11 \$ 2,000,000
7 12 6. CONSERVATION RESERVE PROGRAM (CRP)
7 13 a. To encourage and assist farmers in enrolling
7 14 in and the implementation of the federal conservation
7 15 reserve program and to work with them to enhance their
7 16 revegetation efforts to improve water quality and
7 17 habitat:
7 18 \$ 1,000,000
7 19 b. Not more than 10 percent of the moneys
7 20 appropriated in paragraph "a" may be used for costs of
7 21 administration and implementation of soil and water
7 22 conservation practices.
7 23 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND
7 24 a. For deposit in the loess hills development and
7 25 conservation fund created in section 161D.2:
7 26 \$ 475,000
7 27 b. (1) Of the amount appropriated in paragraph
7 28 "a", \$380,000 shall be allocated to the fund's hungry
7 29 canyons account.
7 30 (2) Not more than 10 percent of the moneys
7 31 allocated to the hungry canyons account as provided in
7 32 subparagraph (1) may be used for administrative costs.
7 33 c. (1) Of the amount appropriated in paragraph
7 34 "a", \$95,000 shall be allocated to the fund's loess
7 35 hills alliance account.
7 36 (2) Not more than 10 percent of the moneys
7 37 allocated to the loess hills alliance account
7 38 as provided in subparagraph (1) may be used for
7 39 administrative costs.
7 40 8. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
7 41 a. For deposit in the southern Iowa development and
7 42 conservation fund created in section 161D.12:
7 43 \$ 225,000
7 44 b. Not more than 10 percent of the moneys
7 45 appropriated in paragraph "a" may be used for
7 46 administrative costs.
7 47 9. SOIL AND WATER CONSERVATION
7 48 a. For use by the department in providing for soil
7 49 and water conservation administration, the conservation
7 50 of soil and water resources, or the support of soil and



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

8 1 water conservation district commissioners:
8 2 \$ 6,300,000
8 3 b. The department may deposit any amount of the
8 4 moneys into the Mississippi river basin healthy
8 5 watersheds initiative fund created in section 161G.2.
8 6 Sec. 14. DEPARTMENT OF NATURAL RESOURCES. There is
8 7 appropriated from the environment first fund created in
8 8 section 8.57A to the department of natural resources
8 9 for the fiscal year beginning July 1, 2011, and ending
8 10 June 30, 2012, the following amounts, or so much
8 11 thereof as is necessary, to be used for the purposes
8 12 designated:
8 13 1. KEEPERS OF THE LAND
8 14 For statewide coordination of volunteer efforts
8 15 under the water quality and keepers of the land
8 16 programs:
8 17 \$ 100,000
8 18 2. STATE PARKS MAINTENANCE AND OPERATIONS
8 19 a. For regular maintenance of state parks and staff
8 20 time associated with these activities:
8 21 \$ 2,910,000
8 22 b. Of the amount appropriated in paragraph "a",
8 23 \$1,200,000 shall be allocated by the department for
8 24 purposes of providing funding for seasonal employees
8 25 for purposes of providing maintenance, upkeep, and
8 26 sanitary services at state parks.
8 27 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
8 28 To provide local watershed managers with geographic
8 29 information system data for their use in developing,
8 30 monitoring, and displaying results of their watershed
8 31 work:
8 32 \$ 195,000
8 33 4. WATER QUALITY MONITORING
8 34 For continuing the establishment and operation of
8 35 water quality monitoring stations:
8 36 \$ 2,955,000
8 37 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
8 38 For deposit in the public water supply system
8 39 account of the water quality protection fund created
8 40 in section 455B.183A:
8 41 \$ 500,000
8 42 6. REGULATION OF ANIMAL FEEDING OPERATIONS
8 43 For the regulation of animal feeding operations,
8 44 including as provided for in chapters 459 and 459A:
8 45 \$ 420,000
8 46 7. AMBIENT AIR QUALITY
8 47 For the abatement, control, and prevention of
8 48 ambient air pollution in this state, including measures
8 49 as necessary to assure attainment and maintenance of
8 50 ambient air quality standards from particulate matter:



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

9 1 \$ 425,000
9 2 8. WATER QUANTITY REGULATION
9 3 For regulating water quantity from surface and
9 4 subsurface sources by providing for the allocation and
9 5 use of water resources, the protection and management
9 6 of water resources, and the preclusion of conflicts
9 7 among users of water resources, including as provided
9 8 in chapter 455B, division III, part 4:
9 9 \$ 495,000
9 10 Sec. 15. REVERSION. Notwithstanding section 8.33,
9 11 moneys appropriated for the fiscal year beginning
9 12 July 1, 2011, in this division of this Act that remain
9 13 unencumbered or unobligated at the close of the fiscal
9 14 year shall not revert but shall remain available to
9 15 be used for the purposes designated until the close
9 16 of the fiscal year beginning July 1, 2012, or until
9 17 the project for which the appropriation was made is
9 18 completed, whichever is earlier.
9 19 DIVISION V
9 20 RESOURCES ENHANCEMENT AND PROTECTION
9 21 (REAP) FUND FOR FY 2011=2012
9 22 GENERAL APPROPRIATIONS
9 23 Sec. 16. ENVIRONMENT FIRST FUND. Notwithstanding
9 24 the amount of the standing appropriation from the
9 25 general fund of the state to the Iowa resources
9 26 enhancement and protection fund as provided in section
9 27 455A.18, there is appropriated from the environment
9 28 first fund created in section 8.57A to the Iowa
9 29 resources enhancement and protection fund, in lieu of
9 30 the appropriation made in section 455A.18, for the
9 31 fiscal year beginning July 1, 2011, and ending June 30,
9 32 2012, the following amount, to be allocated as provided
9 33 in section 455A.19:
9 34 \$ 11,500,000
9 35 Sec. 17. OPEN SPACE ACCOUNT ====

9 36 ALLOCATIONS. Notwithstanding section 455A.19,
9 37 subsection 1, paragraph "a", for the fiscal year
9 38 beginning July 1, 2011, and ending June 30, 2012,
9 39 unobligated and unencumbered moneys allocated to the
9 40 open spaces account of the Iowa resources enhancement
9 41 and protection fund created pursuant to sections
9 42 455A.18 and 455A.19, subsection 1, paragraph "a", shall
9 43 be allocated only in the following priority order:
9 44 1. First, at least ten percent shall be made
9 45 available to match private funds for open space
9 46 projects on the cost=share basis of not less than
9 47 twenty=five percent private funds pursuant to the rules
9 48 adopted by the natural resource commission.
9 49 2. Second, five percent shall be used to fund the
9 50 protected waters program. This amount shall be used by



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

10 1 the department to implement the statewide open space
10 2 acquisition, protection, and development programs.
10 3 3. Third, any remaining amount shall be used to
10 4 reimburse political subdivisions of the state for
10 5 property tax dollars lost to open space acquisitions
10 6 based on the reimbursement formula provided for in
10 7 section 465A.4.
10 8 4. Fourth, any remaining amount shall be used to
10 9 pay for debt service on bonds issued by the Honey creek
10 10 premier destination park authority as provided in
10 11 chapter 463C to the extent that the debt service cannot
10 12 be paid as provided in that chapter.
10 13 5. Fifth, of any remaining amount, \$100,000 shall
10 14 be transferred to the loess hills development and
10 15 conservation fund created in section 161D.2 for deposit
10 16 in the hungry canyons account as provided in that
10 17 section.
10 18 6. Sixth, of any remaining amount, \$375,000 shall
10 19 be transferred to the soil conservation division of the
10 20 department of agriculture and land stewardship for the
10 21 administration and implementation of soil and water
10 22 conservation practices as provided in chapter 161A.
10 23 7. Seventh, of any remaining amount, not more than
10 24 \$300,000 shall be used by the department of natural
10 25 resources for expenses related to the maintenance and
10 26 operation of state parks.
10 27 8. Eighth, any remaining amount may be used by
10 28 the department to implement statewide open space
10 29 acquisition, protection, and development programs.

DIVISION VI

RELATED STATUTORY CHANGES FOR CODIFICATION IN 2011
IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK
FUND

10 34 Sec. 18. Section 455G.3, subsections 6 and 7, Code
10 35 2011, are amended to read as follows:

10 36 6. a. For the fiscal year beginning July 1,
10 37 2010, and each fiscal year thereafter, there is
10 38 appropriated from the Iowa comprehensive petroleum
10 39 underground storage tank fund to the department of
10 40 natural resources two hundred thousand dollars for
10 41 purposes of technical review support to be conducted
10 42 by nongovernmental entities for leaking underground
10 43 storage tank assessments.
10 44 b. Notwithstanding section 8.33, moneys
10 45 appropriated in this subsection that remain
10 46 unencumbered or unobligated at the close of the fiscal
10 47 year shall not revert but shall remain available for
10 48 expenditure for the purposes designated until the close
10 49 of the succeeding fiscal year.

10 50 7. a. For the fiscal year beginning July 1, 2010,



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

11 1 there is appropriated from the Iowa comprehensive
11 2 petroleum underground storage tank fund to the
11 3 department of natural resources one hundred thousand
11 4 dollars for purposes of database modifications
11 5 necessary to accept batched external data regarding
11 6 underground storage tank inspections conducted by
11 7 nongovernmental entities.
11 8 b. Notwithstanding section 8.33, moneys
11 9 appropriated in this subsection that remain
11 10 unencumbered or unobligated at the close of the fiscal
11 11 year shall not revert but shall remain available for
11 12 expenditure for the purposes designated until the close
11 13 of the succeeding fiscal year.

11 14 Sec. 19. Section 455G.3, subsection 8, Code 2011,
11 15 is amended by adding the following new unnumbered
11 16 paragraph:
11 17 NEW UNNUMBERED PARAGRAPH Notwithstanding section
11 18 8.33, moneys appropriated in this subsection that
11 19 remain unencumbered or unobligated at the close of the
11 20 fiscal year shall not revert but shall remain available
11 21 for expenditure for the purposes designated until the
11 22 close of the succeeding fiscal year.

11 23 Sec. 20. EFFECTIVE UPON ENACTMENT. This division
11 24 of this Act, being deemed of immediate importance,
11 25 takes effect upon enactment.

11 26 DIVISION VII
11 27 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
11 28 GENERAL APPROPRIATIONS FOR FY 2012=2013

11 29 Sec. 21. GENERAL FUND ==== DEPARTMENT.

11 30 1. There is appropriated from the general fund of
11 31 the state to the department of agriculture and land
11 32 stewardship for the fiscal year beginning July 1, 2012,
11 33 and ending June 30, 2013, the following amount, or
11 34 so much thereof as is necessary, to be used for the
11 35 purposes designated:

11 36 For purposes of supporting the department, including
11 37 its divisions, for administration, regulation, and
11 38 programs; for salaries, support, maintenance, and
11 39 miscellaneous purposes; and for not more than the
11 40 following full-time equivalent positions:

11 41 \$ 17,497,308
11 42 FTEs 365.00

11 43 2. The department shall submit a report each
11 44 quarter of the fiscal year to the legislative services
11 45 agency, the department of management, the members of
11 46 the joint appropriations subcommittee on agriculture
11 47 and natural resources, and the chairpersons and
11 48 ranking members of the senate and house committees on
11 49 appropriations. The report shall describe in detail
11 50 the expenditure of moneys appropriated in this section



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

12 1 to support the department's administration, regulation,
12 2 and programs.
12 3 3. Of the amount appropriated in this section,
12 4 \$238,000 is transferred to Iowa state university of
12 5 science and technology, to be used for the university's
12 6 midwest grape and wine industry institute.
12 7 DESIGNATED APPROPRIATIONS ==== ANIMAL HUSBANDRY
12 8 Sec. 22. UNCLAIMED PARI=MUTUEL WAGERING WINNINGS ====
12 9 HORSE AND DOG RACING. There is appropriated from the
12 10 moneys available under section 99D.13 to the department
12 11 of agriculture and land stewardship for the fiscal year
12 12 beginning July 1, 2012, and ending June 30, 2013, the
12 13 following amount, or so much thereof as is necessary,
12 14 to be used for the purposes designated:
12 15 For purposes of supporting the department's
12 16 administration and enforcement of horse and dog racing
12 17 law pursuant to section 99D.22, including for salaries,
12 18 support, maintenance, and miscellaneous purposes:
12 19 \$ 305,516
12 20 DESIGNATED APPROPRIATIONS ==== MOTOR FUEL
12 21 Sec. 23. RENEWABLE FUEL INFRASTRUCTURE FUND ====
12 22 MOTOR FUEL INSPECTION. There is appropriated from
12 23 the renewable fuel infrastructure fund created in
12 24 section 15G.205 to the department of agriculture and
12 25 land stewardship for the fiscal year beginning July 1,
12 26 2012, and ending June 30, 2013, the following amount,
12 27 or so much thereof as is necessary, to be used for the
12 28 purposes designated:
12 29 For purposes of the inspection of motor fuel,
12 30 including salaries, support, maintenance, and
12 31 miscellaneous purposes:
12 32 \$ 500,000
12 33 The department shall establish and administer
12 34 programs for the auditing of motor fuel including
12 35 biofuel processing and production plants, for screening
12 36 and testing motor fuel, including renewable fuel,
12 37 and for the inspection of motor fuel sold by dealers
12 38 including retail dealers who sell and dispense motor
12 39 fuel from motor fuel pumps.
12 40 DIVISION VIII
12 41 DEPARTMENT OF NATURAL RESOURCES
12 42 GENERAL APPROPRIATIONS FOR FY 2012=2013
12 43 Sec. 24. GENERAL FUND ==== DEPARTMENT.
12 44 1. There is appropriated from the general fund of
12 45 the state to the department of natural resources for
12 46 the fiscal year beginning July 1, 2012, and ending June
12 47 30, 2013, the following amount, or so much thereof as
12 48 is necessary, to be used for the purposes designated:
12 49 For purposes of supporting the department, including
12 50 its divisions, for administration, regulation, and



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

Senate Amendment 3227 continued

13 1 programs; for salaries, support, maintenance, and
13 2 miscellaneous purposes; and for not more than the
13 3 following full-time equivalent positions:
13 4 \$ 12,466,688
13 5 FTEs 1,145.95
13 6 2. Of the number of full-time equivalent positions
13 7 authorized to the department pursuant to subsection 1,
13 8 50.00 full-time equivalent positions shall be allocated
13 9 by the department for seasonal employees for purposes
13 10 of providing maintenance, upkeep, and sanitary services
13 11 at state parks.
13 12 3. The department shall submit a report each
13 13 quarter of the fiscal year to the legislative services
13 14 agency, the department of management, the members of
13 15 the joint appropriations subcommittee on agriculture
13 16 and natural resources, and the chairpersons and
13 17 ranking members of the senate and house committees on
13 18 appropriations. The report shall describe in detail
13 19 the expenditure of moneys appropriated under this
13 20 section to support the department's administration,
13 21 regulation, and programs.
13 22 Sec. 25. GENERAL FUND ==== FLOODPLAIN MANAGEMENT.
13 23 1. There is appropriated from the general fund of
13 24 the state to the department of natural resources for
13 25 the fiscal year beginning July 1, 2012, and ending June
13 26 30, 2013, the following amount, or so much thereof as
13 27 is necessary, to be used for the purposes designated:
13 28 For floodplain management and dam safety:
13 29 \$ 2,000,000
13 30 2. Of the amount appropriated in subsection 1,
13 31 up to \$400,000 is authorized for streamgages to be
13 32 used for tracking and predicting flood events and for
13 33 compiling necessary data relating to flood frequency
13 34 analysis.
13 35 Sec. 26. GENERAL FUND ==== LAKE PROJECTS. There is
13 36 appropriated from the general fund of the state to the
13 37 department of natural resources for the fiscal year
13 38 beginning July 1, 2012, and ending June 30, 2013, the
13 39 following amount, or so much thereof as is necessary,
13 40 to be used for the purposes designated:
13 41 For implementation of lake projects that have
13 42 established watershed improvement initiatives and
13 43 community support in accordance with the department's
13 44 annual lake restoration plan and report:
13 45 \$ 8,600,000
13 46 Sec. 27. STATE FISH AND GAME PROTECTION FUND ====
13 47 DIVISION OF FISH AND WILDLIFE.
13 48 1. There is appropriated from the state fish and
13 49 game protection fund to the department of natural
13 50 resources for the fiscal year beginning July 1, 2012,



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

14 1 and ending June 30, 2013, the following amount, or
14 2 so much thereof as is necessary, to be used for the
14 3 purposes designated:
14 4 For purposes of supporting the division of fish and
14 5 wildlife, including for administration, regulation,
14 6 and programs; and for salaries, support, maintenance,
14 7 equipment, and miscellaneous purposes:
14 8 \$ 38,793,154
14 9 2. Notwithstanding section 455A.10, the department
14 10 may use the unappropriated balance remaining in the
14 11 state fish and game protection fund to provide for the
14 12 funding of health and life insurance premium payments
14 13 from unused sick leave balances of conservation peace
14 14 officers employed in a protection occupation who
14 15 retire, pursuant to section 97B.49B.
14 16 Sec. 28. GROUNDWATER PROTECTION FUND ==== WATER
14 17 QUALITY. There is appropriated from the groundwater
14 18 protection fund created in section 455E.11 to the
14 19 department of natural resources for the fiscal year
14 20 beginning July 1, 2012, and ending June 30, 2013, from
14 21 those moneys which are not allocated pursuant to that
14 22 section, the following amount, or so much thereof as is
14 23 necessary, to be used for the purposes designated:
14 24 For purposes of supporting the department's
14 25 protection of the state's groundwater, including
14 26 for administration, regulation, and programs, and
14 27 for salaries, support, maintenance, equipment, and
14 28 miscellaneous purposes:
14 29 \$ 3,455,832
14 30 DESIGNATED APPROPRIATIONS ==== MISCELLANEOUS
14 31 Sec. 29. SPECIAL SNOWMOBILE FUND ==== SNOWMOBILE
14 32 PROGRAM. There is appropriated from the special
14 33 snowmobile fund created under section 321G.7 to the
14 34 department of natural resources for the fiscal year
14 35 beginning July 1, 2012, and ending June 30, 2013, the
14 36 following amount, or so much thereof as is necessary,
14 37 to be used for the purpose designated:
14 38 For purposes of administering and enforcing the
14 39 state snowmobile programs:
14 40 \$ 100,000
14 41 Sec. 30. SPECIAL SNOWMOBILE FUND. Notwithstanding
14 42 section 321G.7, subsection 2, for the fiscal year
14 43 beginning July 1, 2012, and ending June 30, 2013,
14 44 at least seventy=five percent of the moneys in the
14 45 special snowmobile fund which are appropriated to the
14 46 department of natural resources as provided in that
14 47 subsection shall be made available for use by political
14 48 subdivisions or incorporated private organizations, or
14 49 both, for their use as provided in that subsection.
14 50 Sec. 31. UNASSIGNED REVENUE FUND ==== UNDERGROUND



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

15 1 STORAGE TANK SECTION EXPENSES. There is appropriated
15 2 from the unassigned revenue fund administered by the
15 3 Iowa comprehensive underground storage tank fund
15 4 board to the department of natural resources for the
15 5 fiscal year beginning July 1, 2012, and ending June 30,
15 6 2013, the following amount, or so much thereof as is
15 7 necessary, to be used for the purpose designated:
15 8 For purposes of paying for administration expenses
15 9 of the department's underground storage tank section:
15 10 \$ 200,000
15 11 Sec. 32. STORM WATER DISCHARGE PERMIT FEES ====
15 12 SUPPORT FOR SPECIAL PURPOSES. Notwithstanding any
15 13 contrary provision of state law, for the fiscal year
15 14 beginning July 1, 2012, and ending June 30, 2013, the
15 15 department of natural resources may use additional
15 16 moneys available to the department collected from
15 17 storm water discharge permit fees as provided in
15 18 sections 455B.103A and 455B.197 for the staffing of the
15 19 following additional full-time equivalent positions for
15 20 the purposes designated:
15 21 1. For purposes of reducing the department's
15 22 floodplain permit backlog:
15 23 FTEs 2.00
15 24 2. For purposes of implementing the federal total
15 25 maximum daily load program:
15 26 FTEs 2.00
15 27 DIVISION IX
15 28 STATE UNIVERSITIES
15 29 APPROPRIATION FOR FY 2012=2013
15 30 Sec. 33. GENERAL FUND ==== IOWA STATE UNIVERSITY ====
15 31 VETERINARY DIAGNOSTIC LABORATORY.
15 32 1. There is appropriated from the general fund
15 33 of the state to Iowa state university of science and
15 34 technology for the fiscal year beginning July 1, 2012,
15 35 and ending June 30, 2013, the following amount, or
15 36 so much thereof as is necessary, to be used for the
15 37 purposes designated:
15 38 For purposes of supporting the college of veterinary
15 39 medicine for the operation of the veterinary diagnostic
15 40 laboratory and for not more than the following
15 41 full-time equivalent positions:
15 42 \$ 3,537,636
15 43 FTEs 50.00
15 44 2. a. Iowa state university of science and
15 45 technology shall not reduce the amount that it
15 46 allocates to support the college of veterinary medicine
15 47 from any other source due to the appropriation made in
15 48 this section.
15 49 b. Paragraph "a" does not apply to a reduction made
15 50 to support the college of veterinary medicine, if the



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

Senate Amendment 3227 continued

16 1 same percentage of reduction imposed on the college
16 2 of veterinary medicine is also imposed on all of Iowa
16 3 state university's budget units.
16 4 3. If by June 30, 2013, Iowa state university
16 5 of science and technology fails to allocate the
16 6 moneys appropriated in this section to the college of
16 7 veterinary medicine in accordance with this section,
16 8 the moneys appropriated in this section for that fiscal
16 9 year shall revert to the general fund of the state.

16 10 Sec. 34. VETERINARY DIAGNOSTIC LABORATORY ====
16 11 FUTURE YEAR. This section applies if appropriations
16 12 made in this Act and all other Acts enacted by the
16 13 Eighty=fourth General Assembly during the 2012 regular
16 14 session and all extraordinary sessions, for the
16 15 fiscal year beginning July 1, 2012, and ending June
16 16 30, 2013, for purposes of supporting the operation
16 17 of the veterinary diagnostic laboratory associated
16 18 with the college of veterinary medicine at Iowa state
16 19 university, total less than \$4,000,000. It is the
16 20 intent of the general assembly that the amount of any
16 21 deficit will be appropriated by the general assembly
16 22 during its 2013 regular session for purposes of
16 23 supporting the operation of the veterinary diagnostic
16 24 laboratory for the fiscal year beginning July 1, 2013,
16 25 and ending June 30, 2014.

16 26 Sec. 35. GENERAL FUND ==== UNIVERSITY OF IOWA ==== IOWA
16 27 FLOOD CENTER. There is appropriated from the general
16 28 fund of the state to the state university of Iowa for
16 29 the fiscal year beginning July 1, 2012, and ending June
16 30 30, 2013, the following amount, or so much thereof as
16 31 is necessary, to be used for the purposes designated:
16 32 For the Iowa flood center at the state university
16 33 of Iowa for use by the university's college of
16 34 engineering, pursuant to section 466C.1:

16 35 \$ 1,300,000

16 36 DIVISION X

16 37 ENVIRONMENT FIRST FUND APPROPRIATION FOR FY 2012=2013

16 38 GENERAL APPROPRIATIONS

16 39 Sec. 36. DEPARTMENT OF AGRICULTURE AND LAND
16 40 STEWARDSHIP. There is appropriated from the
16 41 environment first fund created in section 8.57A to the
16 42 department of agriculture and land stewardship for the
16 43 fiscal year beginning July 1, 2012, and ending June 30,
16 44 2013, the following amounts, or so much thereof as is
16 45 necessary, to be used for the purposes designated:

16 46 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
16 47 a. For the conservation reserve enhancement program
16 48 to restore and construct wetlands for the purposes of
16 49 intercepting tile line runoff, reducing nutrient loss,
16 50 improving water quality, and enhancing agricultural



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

Senate Amendment 3227 continued

17 1 production practices:
17 2 \$ 1,000,000
17 3 b. Not more than 10 percent of the moneys
17 4 appropriated in paragraph "a" may be used for costs of
17 5 administration and implementation of soil and water
17 6 conservation practices.
17 7 c. Notwithstanding any other provision in law,
17 8 the department may provide state resources from this
17 9 appropriation, in combination with other appropriate
17 10 environment first fund appropriations, for cost sharing
17 11 to match United States department of agriculture,
17 12 natural resources conservation service, wetlands
17 13 reserve enhancement program (WREP) funding available
17 14 to Iowa.
17 15 2. WATERSHED PROTECTION
17 16 a. For continuation of a program that provides
17 17 multiobjective resource protections for flood control,
17 18 water quality, erosion control, and natural resource
17 19 conservation:
17 20 \$ 900,000
17 21 b. Not more than 10 percent of the moneys
17 22 appropriated in paragraph "a" may be used for costs of
17 23 administration and implementation of soil and water
17 24 conservation practices.
17 25 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
17 26 a. For continuation of a statewide voluntary farm
17 27 management demonstration program to demonstrate the
17 28 effectiveness and adaptability of emerging practices in
17 29 agronomy that protect water resources and provide other
17 30 environmental benefits:
17 31 \$ 725,000
17 32 b. Not more than 10 percent of the moneys
17 33 appropriated in paragraph "a" may be used for costs of
17 34 administration and implementation of soil and water
17 35 conservation practices.
17 36 c. Of the amount appropriated in paragraph "a",
17 37 \$400,000 shall be allocated to an organization
17 38 representing soybean growers to provide for an
17 39 agriculture and environment performance program in
17 40 order to carry out the purposes of this subsection as
17 41 specified in paragraph "a".
17 42 4. AGRICULTURAL DRAINAGE WELL WATER QUALITY
17 43 ASSISTANCE FUND
17 44 a. For deposit in the agricultural drainage well
17 45 water quality assistance fund created in section
17 46 460.303 to be used for purposes of supporting the
17 47 agricultural drainage well water quality assistance
17 48 program as provided in section 460.304:
17 49 \$ 1,275,000
17 50 b. Not more than 10 percent of the moneys



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

18 1 appropriated in paragraph "a" may be used for costs of
18 2 administration and implementation of soil and water
18 3 conservation practices.
18 4 5. SOIL AND WATER CONSERVATION ==== ADMINISTRATION
18 5 For use by the department for costs of
18 6 administration and implementation of soil and water
18 7 conservation practices:
18 8 \$ 2,200,000
18 9 6. CONSERVATION RESERVE PROGRAM (CRP)
18 10 a. To encourage and assist farmers in enrolling
18 11 in and the implementation of the federal conservation
18 12 reserve program and to work with them to enhance their
18 13 revegetation efforts to improve water quality and
18 14 habitat:
18 15 \$ 1,000,000
18 16 b. Not more than 10 percent of the moneys
18 17 appropriated in paragraph "a" may be used for costs of
18 18 administration and implementation of soil and water
18 19 conservation practices.
18 20 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND
18 21 a. For deposit in the loess hills development and
18 22 conservation fund created in section 161D.2:
18 23 \$ 775,000
18 24 b. (1) Of the amount appropriated in paragraph
18 25 "a", \$620,000 shall be allocated to the fund's hungry
18 26 canyons account.
18 27 (2) Not more than 10 percent of the moneys
18 28 allocated to the hungry canyons account as provided in
18 29 subparagraph (1) may be used for administrative costs.
18 30 c. (1) Of the amount appropriated in paragraph
18 31 "a", \$155,000 shall be allocated to the fund's loess
18 32 hills alliance account.
18 33 (2) Not more than 10 percent of the moneys
18 34 allocated to the loess hills alliance account
18 35 as provided in subparagraph (1) may be used for
18 36 administrative costs.
18 37 8. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
18 38 a. For deposit in the southern Iowa development and
18 39 conservation fund created in section 161D.12:
18 40 \$ 300,000
18 41 b. Not more than 10 percent of the moneys
18 42 appropriated in paragraph "a" may be used for
18 43 administrative costs.
18 44 9. SOIL AND WATER CONSERVATION
18 45 a. For use by the department in providing for soil
18 46 and water conservation administration, the conservation
18 47 of soil and water resources, or the support of soil and
18 48 water conservation district commissioners:
18 49 \$ 7,000,000
18 50 b. The department may deposit any amount of the



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

19 1 moneys into the Mississippi river basin healthy
19 2 watersheds initiative fund created in section 161G.2.
19 3 Sec. 37. DEPARTMENT OF NATURAL RESOURCES. There is
19 4 appropriated from the environment first fund created in
19 5 section 8.57A to the department of natural resources
19 6 for the fiscal year beginning July 1, 2012, and ending
19 7 June 30, 2013, the following amounts, or so much
19 8 thereof as is necessary, to be used for the purposes
19 9 designated:
19 10 1. KEEPERS OF THE LAND
19 11 For statewide coordination of volunteer efforts
19 12 under the water quality and keepers of the land
19 13 programs:
19 14 \$ 100,000
19 15 2. STATE PARKS MAINTENANCE AND OPERATIONS
19 16 a. For regular maintenance of state parks and staff
19 17 time associated with these activities:
19 18 \$ 2,910,000
19 19 b. Of the amount appropriated in paragraph "a",
19 20 \$1,200,000 shall be allocated by the department for
19 21 purposes of providing funding for seasonal employees
19 22 for purposes of providing maintenance, upkeep, and
19 23 sanitary services at state parks.
19 24 3. FORESTRY MANAGEMENT ACTIVITIES
19 25 a. For forestry management activities:
19 26 \$ 300,000
19 27 b. Of the amount appropriated in paragraph "a",
19 28 \$100,000 shall be used to provide for forestry health
19 29 management programs.
19 30 c. Of the amount appropriated in paragraph "a",
19 31 \$200,000 shall be used for the purposes of planting
19 32 trees not subject to imminent and serious threat by
19 33 varieties of pests or diseases.
19 34 4. GEOGRAPHIC INFORMATION SYSTEM (GIS)
19 35 To provide local watershed managers with geographic
19 36 information system data for their use in developing,
19 37 monitoring, and displaying results of their watershed
19 38 work:
19 39 \$ 195,000
19 40 5. WATER QUALITY MONITORING
19 41 For continuing the establishment and operation of
19 42 water quality monitoring stations:
19 43 \$ 2,955,000
19 44 6. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
19 45 For deposit in the public water supply system
19 46 account of the water quality protection fund created
19 47 in section 455B.183A:
19 48 \$ 500,000
19 49 7. REGULATION OF ANIMAL FEEDING OPERATIONS
19 50 For the regulation of animal feeding operations,



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3227 continued

20 1 including as provided for in chapters 459 and 459A:
20 2 \$ 420,000
20 3 8. AMBIENT AIR QUALITY
20 4 For the abatement, control, and prevention of
20 5 ambient air pollution in this state, including measures
20 6 as necessary to assure attainment and maintenance of
20 7 ambient air quality standards from particulate matter:
20 8 \$ 425,000
20 9 9. WATER QUANTITY REGULATION
20 10 For regulating water quantity from surface and
20 11 subsurface sources by providing for the allocation and
20 12 use of water resources, the protection and management
20 13 of water resources, and the preclusion of conflicts
20 14 among users of water resources, including as provided
20 15 in chapter 455B, division III, part 4:
20 16 \$ 495,000
20 17 DESIGNATED APPROPRIATION
20 18 Sec. 38. WATER QUALITY TESTING. There is
20 19 appropriated from the environment first fund created in
20 20 section 8.57A to the department of natural resources
20 21 for the fiscal year beginning July 1, 2012, and
20 22 ending June 30, 2013, the following amount, or so much
20 23 thereof as is necessary, to be used for the purposes
20 24 designated:
20 25 For water quality testing in a watershed associated
20 26 with the Iowa river where there is located a large
20 27 number of confinement feeding operations:
20 28 \$ 25,000
20 29 Sec. 39. REVERSION. Notwithstanding section 8.33,
20 30 moneys appropriated for the fiscal year beginning
20 31 July 1, 2012, in this division of this Act that remain
20 32 unencumbered or unobligated at the close of the fiscal
20 33 year shall not revert but shall remain available to
20 34 be used for the purposes designated until the close
20 35 of the fiscal year beginning July 1, 2013, or until
20 36 the project for which the appropriation was made is
20 37 completed, whichever is earlier.
20 38 DIVISION XI
20 39 RESOURCES ENHANCEMENT AND PROTECTION (REAP)
20 40 FUND FOR FY 2012=2013
20 41 GENERAL APPROPRIATIONS
20 42 Sec. 40. ENVIRONMENT FIRST FUND. Notwithstanding
20 43 the amount of the standing appropriation from the
20 44 general fund of the state to the Iowa resources
20 45 enhancement and protection fund as provided in section
20 46 455A.18, there is appropriated from the environment
20 47 first fund created in section 8.57A to the Iowa
20 48 resources enhancement and protection fund, in lieu of
20 49 the appropriation made in section 455A.18, for the
20 50 fiscal year beginning July 1, 2012, and ending June 30,



**Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011**

Senate Amendment 3227 continued

21 1 2013, the following amount, to be allocated as provided
21 2 in section 455A.19:
21 3 \$ 11,500,000
21 4 Sec. 41. OPEN SPACE ACCOUNT ====

21 5 ALLOCATIONS. Notwithstanding section 455A.19,
21 6 subsection 1, paragraph "a", for the fiscal year
21 7 beginning July 1, 2012, and ending June 30, 2013,
21 8 unobligated and unencumbered moneys allocated to the
21 9 open spaces account of the Iowa resources enhancement
21 10 and protection fund created pursuant to sections
21 11 455A.18 and 455A.19, subsection 1, paragraph "a", shall
21 12 be allocated only in the following priority order:
21 13 1. First, at least ten percent shall be made
21 14 available to match private funds for open space
21 15 projects on the cost=share basis of not less than
21 16 twenty=five percent private funds pursuant to the rules
21 17 adopted by the natural resource commission.
21 18 2. Second, five percent shall be used to fund the
21 19 protected waters program. This amount shall be used by
21 20 the department to implement the statewide open space
21 21 acquisition, protection, and development programs.
21 22 3. Third, any remaining amount shall be used to
21 23 reimburse political subdivisions of the state for
21 24 property tax dollars lost to open space acquisitions
21 25 based on the reimbursement formula provided for in
21 26 section 465A.4.
21 27 4. Fourth, any remaining amount shall be used to
21 28 pay for debt service on bonds issued by the Honey creek
21 29 premier destination park authority as provided in
21 30 chapter 463C to the extent that the debt service cannot
21 31 be paid as provided in that chapter.
21 32 5. Fifth, of any remaining amount, not more than
21 33 \$300,000 shall be used by the department of natural
21 34 resources for expenses related to the maintenance and
21 35 operation of state parks.
21 36 6. Sixth, any remaining amount may be used by
21 37 the department to implement statewide open space
21 38 acquisition, protection, and development programs.

SF509.2464.H (2) 84
mb



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3228

PAG LIN

1 1 Amend Senate File 517 as follows:
1 2 #1. Page 11, line 29, by striking <9,696,170> and
1 3 inserting <8,660,480>
1 4 #2. Page 13, before line 17 by inserting:
1 5 <Sec. _____. APPROPRIATIONS RESTRICTED. The
1 6 department of workforce development shall not use any
1 7 of the moneys appropriated pursuant to this Act for
1 8 purposes of the national career readiness certificate
1 9 program.>
1 10 #3. By striking page 13, line 32, through page 14,
1 11 line 12.
1 12 #4. Page 14, before line 25 by inserting:
1 13 <Sec. _____. Section 15E.117, subsection 3, paragraph
1 14 b, Code 2011, is amended by striking the paragraph.>
1 15 #5. Page 15, before line 4 by inserting:
1 16 <Sec. _____. Section 123.183, subsection 2, paragraph
1 17 b, Code 2011, is amended by striking the paragraph and
1 18 inserting in lieu thereof the following:
1 19 b. (1) A wine gallonage tax fund is created in the
1 20 office of the treasurer of state.
1 21 (2) Moneys deposited in the fund are appropriated
1 22 as follows:
1 23 (a) To the midwest grape and wine industry
1 24 institute at Iowa state university of science and
1 25 technology, one hundred twenty thousand dollars.
1 26 (b) To the department of economic development for
1 27 purposes of section 15E.117, the balance of moneys
1 28 in the fund after the appropriation in subparagraph
1 29 subdivision (a).
1 30 (3) Moneys in the fund and moneys appropriated from
1 31 the fund pursuant to subparagraph (2) are not subject
1 32 to reversion under section 8.33.>
1 33 #6. By renumbering as necessary.

WILLIAM DOTZLER
SF517.2234 (1) 84
tw/tm



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3229

PAG LIN

1 1 Amend Senate File 517 as follows:
1 2 #1. Page 16, before line 7 by inserting:
1 3 <Sec. _____. REPEAL. Sections 15.300 and 15.301,
1 4 Code 2011, are repealed.
1 5 Sec. _____. TRANSITION PROVISIONS.
1 6 1. On the effective date of this section, all
1 7 unencumbered and unobligated moneys in the save
1 8 our small businesses fund shall be transferred and
1 9 appropriated to the department of workforce development
1 10 for the fiscal year beginning July 1, 2011, for
1 11 purposes of providing funding for field offices.
1 12 2. All repayments of moneys loaned under the save
1 13 our small businesses program shall revert to the
1 14 general fund of the state upon their receipt by the
1 15 department.
1 16 3. This section, being deemed of immediate
1 17 importance, takes effect upon enactment.
1 18 Sec. _____. EFFECTIVE UPON ENACTMENT. The section of
1 19 this Act repealing sections 15.300 and 15.301, being
1 20 deemed of immediate importance, takes effect upon
1 21 enactment.>
1 22 #2. By renumbering as necessary.

BILL DIX
SF517.2141 (1) 84
tw/tm



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3230

PAG LIN

1 1 Amend Senate File 519 as follows:
1 2 #1. Page 1, line 10, by striking <the> and inserting
1 3 <a>
1 4 #2. Page 1, line 11, after <fees> by inserting <for
1 5 products or services>
1 6 #3. Page 1, line 12, after <2.> by inserting
1 7 <"Organization" includes a related for-profit or
1 8 not-for-profit subsidiary of an organization.>
1 9 #4. Page 1, line 15, by striking <and> and inserting
1 10 <or>
1 11 #5. Page 1, line 21, after <fees> by inserting <for
1 12 products or services>
1 13 #6. Page 1, by striking lines 29 through 33 and
1 14 inserting <in annual dues, fees, or assessments for
1 15 products or services received from the organization,
1 16 and the total amount of any revenue or dividend
1 17 payments received from the organization. The
1 18 information shall be submitted to the>
1 19 #7. Page 3, after line 5 by inserting:
1 20 <____. An organization shall not pay an employee
1 21 or officer of the organization, a member of the
1 22 organization's governing board, or a legislative
1 23 representative or lobbyist for the organization, a
1 24 bonus or other consideration of any type which is
1 25 in addition to compensation paid and published and
1 26 reported as required by subsection 4. In addition, the
1 27 organization shall not allow any other entity to pay an
1 28 employee or officer of the organization, a member of
1 29 the organization's governing board, or a legislative
1 30 representative or lobbyist for the organization for
1 31 services performed on behalf of the organization.
1 32 However, the organization may pay an employee a
1 33 commission if the terms for paying the commission
1 34 are in writing under an agreement which is a public
1 35 document and the employee's compensation, which shall
1 36 list the amount of the commission, is published and
1 37 reported in the same manner as provided in subsection
1 38 4.>
1 39 #8. Title page, line 1, by striking <membership in
1 40 and membership dues paid to>
1 41 #9. By renumbering as necessary.

THOMAS G. COURTNEY
SF519.2497 (2) 84
kh/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Amendment 3231

PAG LIN

1 1 Amend House File 654, as passed by the House, as
1 2 follows:
1 3 #1. Page 1, before line 1 by inserting:
1 4 <Section 1. NEW SECTION. 468.190 Farm mediation
1 5 not applicable.
1 6 A case, dispute, or other controversy arising
1 7 under this chapter shall not be subject to any of the
1 8 requirements of mediation provided in chapter 654A,
1 9 654B, or 654C.>
1 10 #2. Title page, line 1, before <moneys> by inserting
1 11 <drainage or levee districts, including>
1 12 #3. By renumbering as necessary.

MERLIN BARTZ
HF654.2463 (2) 84
da/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 520 - Introduced

SENATE FILE
BY COMMITTEE ON WAYS AND
MEANS

(SUCCESSOR TO SF 463)
(SUCCESSOR TO SSB
1154)

A BILL FOR

- 1 An Act providing for an electric or natural gas vehicle
- 2 facility tax credit and including effective date and
- 3 applicability provisions.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TL5B 1598SZ (2) 84
da/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 520 - Introduced continued

PAG LIN

1 1 Section 1. NEW SECTION. 422.11Y Electric or natural gas
1 2 vehicle facility tax credit.
1 3 1. The taxes imposed under this division, less the credits
1 4 allowed under section 422.12, shall be reduced by an electric
1 5 or natural gas vehicle facility tax credit. In order to be
1 6 eligible to claim the tax credit, the taxpayer must comply with
1 7 this section and rules adopted by the department necessary to
1 8 administer and enforce this section.
1 9 2. The taxpayer must construct, install, and place in
1 10 service an electric or natural gas vehicle facility which
1 11 serves a motor vehicle that is designed by a manufacturer to
1 12 operate using one of the following:
1 13 a. Compressed natural gas.
1 14 b. Electricity.
1 15 3. An electric or natural gas vehicle facility is limited
1 16 to infrastructure, equipment, or machinery used to store,
1 17 dispense, dry, and meter compressed natural gas or electricity.
1 18 For compressed natural gas, it may include pipes, compressors,
1 19 dryers, or vaporizers. For electricity, it may include
1 20 charging equipment, infrastructure, or batteries.
1 21 4. The amount of the electric or natural gas vehicle
1 22 facility tax credit equals thirty percent of the cost to the
1 23 taxpayer of purchasing the infrastructure, equipment, or
1 24 machinery and thirty percent of the cost to the taxpayer of
1 25 installing the infrastructure, equipment, or machinery.
1 26 5. The electric or natural gas vehicle facility must comply
1 27 with any applicable federal and state standards and the latest
1 28 applicable and available A.S.T.M. international specifications.
1 29 6. The electric or natural gas vehicle facility tax credit
1 30 may be claimed by a person on a commercial or residential
1 31 basis.
1 32 a. A person may claim the tax credit on a commercial basis,
1 33 if the electric or natural gas vehicle facility is part of a
1 34 business selling qualified electricity or compressed natural
1 35 gas on a retail basis, or may claim the tax credit if the



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 520 - Introduced continued

2 1 electric or natural gas vehicle facility is used by a business
2 2 for its own vehicle fleet or employees. The tax credit must
2 3 be taken in equal installments in three consecutive tax years,
2 4 beginning with the tax year in which the electric or natural
2 5 gas vehicle facility is placed in service. If any part of
2 6 the electric or natural gas vehicle facility is taken out of
2 7 service and not immediately replaced, the tax credit expires
2 8 and the taxpayer cannot take any remaining installment of the
2 9 tax credit.

2 10 b. A person may claim the tax credit on a residential basis,
2 11 if the electric or natural gas vehicle facility is part of a
2 12 home or farm and is used for personal, family, household, or
2 13 farm use. The entire amount of the tax credit must be claimed
2 14 in the tax year in which the electric or natural gas vehicle
2 15 facility is first placed in service.

2 16 7. Any tax credit in excess of the taxpayer's tax liability
2 17 shall be refunded. In lieu of claiming a refund, the taxpayer
2 18 may elect to have the overpayment shown on the retail dealer's
2 19 final, completed return credited to the tax liability for the
2 20 following tax year.

2 21 8. An individual may claim the tax credit allowed a
2 22 partnership, limited liability company, S corporation, estate,
2 23 or trust electing to have the income taxed directly to the
2 24 individual. The amount claimed by the individual shall be
2 25 based upon the pro rata share of the individual's earnings of
2 26 the partnership, limited liability company, S corporation,
2 27 estate, or trust.

2 28 9. A person shall not claim a tax credit under this section
2 29 for an electric or natural gas vehicle facility that was placed
2 30 in service on or after January 1, 2015. However, a person
2 31 claiming the tax credit on a commercial basis who placed the
2 32 electric or natural gas vehicle facility in service prior to
2 33 January 1, 2015, may continue to claim the tax credit for
2 34 tax years ending on or after January 1, 2015, as provided in
2 35 subsection 6, paragraph "a".



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 520 - Introduced continued

3 1 10. This section is repealed on January 1, 2019.
3 2 Sec. 2. Section 422.33, Code 2011, is amended by adding the
3 3 following new subsection:
3 4 NEW SUBSECTION. 11D. The taxes imposed under this division
3 5 shall be reduced by an electric or natural gas vehicle facility
3 6 tax credit for each tax year that the taxpayer is eligible to
3 7 claim the tax credit under this subsection.
3 8 a. The taxpayer must claim the tax credit on a commercial
3 9 basis or residential basis in the same manner as provided
3 10 in section 422.11Y. The taxpayer must claim the tax credit
3 11 according to the same requirements, for the same amount, and
3 12 for the same period as provided in section 422.11Y. The amount
3 13 of the tax credit shall be calculated in the same manner as
3 14 provided in section 422.11Y. A taxpayer claiming a tax credit
3 15 on a commercial basis is subject to the same penalty for taking
3 16 the electric or natural gas vehicle facility out of service as
3 17 provided in section 422.11Y.
3 18 b. This subsection is repealed on January 1, 2019.
3 19 Sec. 3. EFFECTIVE DATE. This Act takes effect January 1,
3 20 2012.
3 21 Sec. 4. APPLICABILITY. This Act applies to tax years
3 22 beginning on and after January 1, 2012.
3 23 EXPLANATION
3 24 This bill creates an electric or natural gas facility
3 25 tax credit for persons who construct, install, and place in
3 26 service a facility that stores, dispenses, dries, and meters
3 27 electricity and compressed natural gas. The amount of the
3 28 tax credit is 30 percent of the cost of purchasing and of
3 29 installing the facility. A person may claim the tax credit
3 30 on a commercial (as a retailer) or residential basis (for
3 31 personal, business, or farm use). A person claiming the tax
3 32 credit on a commercial basis must claim one-third of the tax
3 33 credit for each of three tax years. Any tax credit in excess of
3 34 the taxpayer's tax liability is refundable or may be used in
3 35 calculating a future tax liability.



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 520 - Introduced continued

4 1 The tax credit applies to tax years beginning on and after
4 2 January 1, 2012. The taxpayer must place the facility in
4 3 service before January 1, 2015, but may claim the tax credit
4 4 for a previous installation after that date. The bill's
4 5 provisions are repealed on January 1, 2019. The bill takes
4 6 effect on January 1, 2012, for tax years beginning on or after
4 7 that date.

LSB 1598SZ (2) 84

da/rj



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 521 - Introduced

SENATE FILE
BY COMMITTEE ON WAYS AND
MEANS

(SUCCESSOR TO SSB
1204)

A BILL FOR

1 An Act relating to the administration of the property
2 rehabilitation tax credit program by the department of
3 cultural affairs and including retroactive applicability
4 provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TLSB 1335SV (3) 84
tw/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 521 - Introduced continued

PAG LIN

1 1 Section 1. Section 404A.1, Code 2011, is amended to read as
1 2 follows:

1 3 404A.1 Historic preservation and cultural and entertainment
1 4 district tax credit ~~=== eligible property definitions.~~

1 5 1. a. A historic preservation and cultural and
1 6 entertainment district tax credit, subject to the availability
1 7 of the credit, is granted against the tax imposed under
1 8 chapter 422, division II, III, or V, or chapter 432, for the
1 9 substantial rehabilitation of eligible property located in this
1 10 state as provided in this chapter.

1 11 b. Tax credits in excess of tax liabilities shall be
1 12 refunded or credited as provided in section 404A.4, subsection
1 13 3.

1 14 2. For purposes of this chapter, unless the context
1 15 otherwise requires:

1 16 ~~2. a. Eligible property~~ "Eligible property" means property
1 17 for which a taxpayer may receive the historic preservation and
1 18 cultural and entertainment district tax credit computed under
1 19 this chapter and includes all of the following:

1 20 ~~a.~~ (1) Property listed on the national register of historic
1 21 places or eligible for such listing.

1 22 ~~b.~~ (2) Property designated as of historic significance to a
1 23 district listed in the national register of historic places or
1 24 eligible for such designation.

1 25 ~~c.~~ (3) Property or district designated a local landmark by
1 26 a city or county ordinance.

1 27 ~~d.~~ (4) A barn constructed prior to 1937.

1 28 b. "Placed in service" means the same as used in section 47
1 29 of the Internal Revenue Code.

1 30 c. "Qualified rehabilitation costs" means expenditures
1 31 made for the rehabilitation of eligible property and includes
1 32 qualified rehabilitation expenditures as defined in section 47
1 33 of the Internal Revenue Code.

1 34 (1) Qualified rehabilitation costs include amounts if they
1 35 are properly includable in computing the basis for tax purposes



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 521 - Introduced continued

2 1 of the eligible property.

2 2 (2) Amounts treated as an expense and deducted in the
2 3 tax year in which they are paid or incurred and amounts that
2 4 are otherwise not added to the basis for tax purposes of the
2 5 eligible property are not qualified rehabilitation costs.

2 6 (3) Amounts incurred for architectural and engineering
2 7 fees, site survey fees, legal expenses, insurance premiums,
2 8 development fees, and other construction-related costs are
2 9 qualified rehabilitation costs to the extent they are added to
2 10 the basis for tax purposes of the eligible property.

2 11 (4) Costs of sidewalks, parking lots, and landscaping do not
2 12 constitute qualified rehabilitation costs.

2 13 d. "Rehabilitation period" means the period of time during
2 14 which an eligible property is rehabilitated commencing from
2 15 the date on which the first qualified rehabilitation cost is
2 16 incurred and ending with the end of the taxable year in which
2 17 the property is placed in service. A project's rehabilitation
2 18 period may include dates that precede approval of a project
2 19 under section 404A.3, but any costs incurred prior to such
2 20 approval must be qualified rehabilitation expenditures as
2 21 defined in section 47(c)(2) of the Internal Revenue Code in
2 22 order to be qualified rehabilitation costs under this chapter.

2 23 e. "Substantial rehabilitation" means qualified
2 24 rehabilitation costs that meet or exceed the following:

2 25 (1) In the case of commercial property, costs totaling at
2 26 least fifty percent of the assessed value of the property,
2 27 excluding the land, prior to the rehabilitation.

2 28 (2) In the case of residential property or barns, costs
2 29 totaling at least twenty-five thousand dollars or twenty-five
2 30 percent of the assessed value, excluding the land, prior to
2 31 rehabilitation, whichever is less.

2 32 Sec. 2. Section 404A.2, Code 2011, is amended to read as
2 33 follows:

2 34 404A.2 Amount of credit.

2 35 1. The amount of the credit equals twenty-five percent of



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 521 - Introduced continued

3 1 the qualified rehabilitation costs ~~made to~~ incurred for the
3 2 substantial rehabilitation of eligible property.
3 3 a. ~~In the case of commercial property, rehabilitation costs~~
3 4 ~~must equal at least fifty percent of the assessed value of the~~
3 5 ~~property, excluding the land, prior to the rehabilitation.~~
3 6 b. ~~In the case of residential property or barns, the~~
3 7 ~~rehabilitation costs must equal at least twenty-five thousand~~
3 8 ~~dollars or twenty-five percent of the assessed value, excluding~~
3 9 ~~the land, prior to the rehabilitation, whichever is less.~~
3 10 e. ~~In computing the tax credit for eligible property that~~
3 11 ~~is classified as residential or as commercial with multifamily~~
3 12 ~~residential units, the rehabilitation costs used shall not~~
3 13 ~~exceed one hundred thousand dollars per residential unit.~~
3 14 d. ~~In computing the tax credit, the only costs which may~~
3 15 ~~be included are the qualified rehabilitation costs incurred~~
3 16 ~~between the period ending on the project completion date and~~
3 17 ~~beginning on the date two years prior to the project completion~~
3 18 ~~date, provided that any qualified rehabilitation costs incurred~~
3 19 ~~prior to the date of approval of the project as provided in~~
3 20 ~~section 404A.3 must be qualified rehabilitation expenditures~~
3 21 ~~under the federal rehabilitation credit in section 47 of the~~
3 22 ~~Internal Revenue Code.~~
3 23 2. ~~For purposes of this chapter, qualified rehabilitation~~
3 24 ~~costs include amounts if they are properly includable in~~
3 25 ~~computing the basis for tax purposes of the eligible property.~~
3 26 a. ~~Amounts treated as an expense and deducted in the tax~~
3 27 ~~year in which they are paid or incurred and amounts that are~~
3 28 ~~otherwise not added to the basis for tax purposes of the~~
3 29 ~~eligible property are not qualified rehabilitation costs.~~
3 30 b. ~~Amounts incurred for architectural and engineering~~
3 31 ~~fees, site survey fees, legal expenses, insurance premiums,~~
3 32 ~~development fees, and other construction-related costs are~~
3 33 ~~qualified rehabilitation costs to the extent they are added to~~
3 34 ~~the basis for tax purposes of the eligible property.~~
3 35 e. ~~Costs of sidewalks, parking lots, and landscaping do not~~



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

~~Senate File 521 - Introduced continued~~

~~4 1 constitute qualified rehabilitation costs.~~
4 2 ~~3. 2.~~ For purposes of individual and corporate income
4 3 taxes and the franchise tax, the increase in the basis of the
4 4 rehabilitated property that would otherwise result from the
4 5 qualified rehabilitation costs shall be reduced by the amount
4 6 of the credit computed under this chapter.
4 7 Sec. 3. Section 404A.3, subsection 3, paragraph b, Code
4 8 2011, is amended to read as follows:
4 9 b. The eligible property shall be placed in service within
4 10 ~~thirty-six~~ sixty months of the date on which the project
4 11 application was approved under this section. ~~For purposes of~~
~~4 12 this section, "placed in service" has the same meaning as used~~
~~4 13 for purposes of section 47 of the Internal Revenue Code. The~~
~~4 14 department may provide by rule for the allowance of additional~~
~~4 15 time to complete a project.~~
4 16 Sec. 4. Section 404A.4, subsection 1, Code 2011, is amended
4 17 to read as follows:
4 18 1. Upon completion of the rehabilitation project, a
4 19 certification of completion must be obtained from the state
4 20 historic preservation office of the department of cultural
4 21 affairs. A completion certificate shall identify the person
4 22 claiming the tax credit under this chapter and the qualified
4 23 rehabilitation costs incurred ~~up to the two years preceding the~~
~~4 24 completion date~~ during the rehabilitation period.
4 25 Sec. 5. Section 404A.4, subsection 2, paragraph d, Code
4 26 2011, is amended to read as follows:
4 27 d. For the fiscal year beginning July 1, 2012, and for each
4 28 fiscal year thereafter, the ~~department~~ office shall reserve not
4 29 more than forty-five million dollars worth of tax credits for
4 30 any one taxable year.
4 31 Sec. 6. RETROACTIVE APPLICABILITY. The following provision
4 32 or provisions of this Act apply retroactively to July 1, 2009,
4 33 for projects approved and tax credits reserved on or after that
4 34 date:
4 35 1. The sections of this Act amending section 404A.1.



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate File 521 - Introduced continued

5 1 2. The sections of this Act amending section 404A.2.

5 2 3. The sections of this Act amending section 404A.3.

5 3 EXPLANATION

5 4 This bill relates to the administration of the historic
5 5 preservation property rehabilitation tax credit program
5 6 administered by the department of cultural affairs.

5 7 The bill makes the following changes to the administration
5 8 of the program:

5 9 (1) Currently, property classified as residential or as
5 10 commercial with multifamily residential units may not exceed
5 11 \$100,000 in rehabilitation costs used per residential unit.
5 12 The bill eliminates this requirement.

5 13 (2) Currently, the program uses a 24-month period for
5 14 purposes of determining the costs that qualify for purposes
5 15 of computing the amount of the tax credit. The bill provides
5 16 for a rehabilitation period commencing from the date the first
5 17 qualified rehabilitation cost is incurred and ending with the
5 18 end of the taxable year in which the property is placed in
5 19 service.

5 20 (3) Currently, all rehabilitation projects must be
5 21 completed and placed in service within 36 months of approval.
5 22 The bill allows projects up to 60 months in which to be
5 23 completed.

5 24 (4) A reference to the department of cultural affairs is
5 25 changed to the state historic preservation office.

5 26 The changes numbered (1), (2), and (3) apply retroactively
5 27 to July 1, 2009, for projects approved and tax credits reserved
5 28 on or after that date.

LSB 1335SV (3) 84

tw/sc



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 11, 2011

Senate Resolution 12 - Introduced

PAG LIN

SENATE RESOLUTION NO.

BY DOTZLER, SODDERS, BEALL, COURTNEY, and BOETTGER

1 1 A Resolution to recognize the centennial of the
1 2 establishment of the Republic of China on Taiwan.
1 3 WHEREAS, National Celebration Day, also known as
1 4 Double Ten Day, is celebrated every year on October
1 5 10th to commemorate the 1911 Wuchang Uprising, which
1 6 led to the collapse of the Qing Dynasty in China; and
1 7 WHEREAS, that milestone was quickly followed by the
1 8 establishment of the Republic of China (Taiwan) on
1 9 January 1, 1912, under the leadership of the visionary
1 10 Dr. Sun Yat-sen; and
1 11 WHEREAS, the Republic of China (Taiwan) is both the
1 12 first and the oldest republic in Asia; and
1 13 WHEREAS, the Republic of China (Taiwan) is a vibrant
1 14 democracy and economic powerhouse that protects
1 15 human rights, governs through the rule of law, and
1 16 continually seeks participation in international
1 17 affairs; NOW THEREFORE,
1 18 BE IT RESOLVED BY THE SENATE, That the members of
1 19 the Senate offer their congratulations to President Ma
1 20 Ying-jeou on the centennial year of the founding of the
1 21 Republic of China (Taiwan) and a century of social,
1 22 political, and economic achievements; and
1 23 BE IT FURTHER RESOLVED, That the Secretary of
1 24 the Senate is directed to deliver a copy of this
1 25 resolution to the Taiwan Embassy in the United States
1 26 and to President Ma Ying-jeou of the Republic of China
1 27 (Taiwan).

LSB 2760SS (6) 84

jr/rj